EAST COCALICO TOWNSHIP BOARD OF SUPERVISORS MEETING AGENDA

HELD AT THE EAST COCALICO TOWNSHIP MUNICIPAL BUILDING, 100 HILL ROAD, DENVER, PA 17517

THURSDAY, NOVEMBER 16, 2017 at 7:30 P.M.

- MEETING CALLED TO ORDER AT 7:30 P.M.
- PUBLIC COMMENT (FOR NON-AGENDA ITEMS)
- APPROVAL OF MINUTES
 - o BOARD OF SUPERVISORS MEETING MINUTES: THURSDAY, NOVEMBER 2, 2017
- ROADMASTER
- POLICE DEPARTMENT
- SEWAGE ENFORCEMENT OFFICER
- TREASURER'S REPORT
 - AUTHORIZE LIST OF BILLS
- ZONING OFFICER
- SOLICITOR
- TRANSPORTATION ENGINEER
 - o DENVER ROAD CLOSURE AT BRIDGE 11/22/17 11/27/17

• LAND PLANNING ENGINEER

- HEATHERWOODS REVISED PRELIMINARY PLAN PHASES 3, 4 AND 5: WAIVER/MODIFICATIONS/ DEFERRALS AND CONSIDERATION OF CONDITIONAL APPROVAL
- ACME/ALBERTSONS SWM PLAN: CONSIDERATION OF CONDITIONAL APPROVAL
- KREIDER SWM PLAN: CONSIDERATION OF CONDITIONAL APPROVAL
- ENCK PRELIMINARY/FINAL SUBDIVISION PLAN: CONSIDERATION OF FINANCIAL SECURITY RELEASE

• SUPERVISORS

- o RESOLUTION 2017-17: EXEMPTING TOWNSHIP FROM EXPANDED GAMBLING BILL CATEGORY 4
- o ACT 172 APPOINTMENT: COCALICO REGIONAL LEADERS MEETING FOLLOW-UP
- O CONSIDERATION TO SEND TO THE 2018 TOWNSHIP WINTER NEWSLETTER TO THE PRINTER
- o EAST COCALICO LIONS CLUB ANNUAL TOLL ROAD FUNDRAISER: NOV. 24, 2017 7:30AM-4PM
- o PROFESSIONAL AUDITING SERVICES REQUEST FOR PROPOSAL (RFP)
- RESOLUTION 2017-18: APPROVE AGRICULTURAL SECURITY AREA (ASA) DECLARATIONS: 490 Hahnstown Rd. (50.2 acres), 549 Hahnstown Rd. (7.5 acres and 39.2 acres), 471 E. Church St. (14.5 acres), and 548 Hahnstown Rd. (26.6 acres)
- PROPOSED 2018 TOWNSHIP BUDGETS FOR REVIEW AND CONSIDERATION TO ADVERTISE

• TOWNSHIP MANAGER

- MANAGERS REPORT
- EXECUTIVE SESSION (IF NEEDED)
- ADJOURN

The advertised meeting of the East Cocalico Township Board of Supervisors was called to order on Thursday, November 16, 2017 at 7:30 p.m., held at East Cocalico Township, 100 Hill Road, Denver PA 17517

ATTENDANCE:

Supervisors: Chairman Douglas B. Mackley, Vice Chairman Alan R. Fry, and Secretary Noelle B. Fortna

Employees: Township Manager H. Scott Russell, Sgt. Keppley, Zoning Officer Tony Luongo,

Elizabeth Dorneman, and Recording Secretary Lisa A. Kashner

Engineer: Brent Lied

Reporters: Alice Hummer of the Ephrata Review and Val Lacis of the Reading Eagle

Visitors*: Joyce Gerhart, Chad Weaver, Steve Brubaker, Daniel Hibshman, Jeff Mitchell, Ken McCrea,

Brian Wise, David L. Hollinger, Joe Corden, and Harvey Achey

*Only visitors who signed in are listed.

Chairman Mackley asked everyone in attendance to rise and pledge allegiance to the Flag.

PUBLIC COMMENT (NON-AGENDA ITEMS): Nothing to report.

APPROVAL OF MINUTES:

MOTION: Secretary Fortna made a motion, seconded by Vice Chairman Fry, to approve the Thursday, November 2, 2017 Board of Supervisor meeting minutes. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

ROADMASTER: Their report will be highlighted at the next Board of Supervisors Meeting.

POLICE DEPARTMENT: Sgt. Keppley updated the Supervisors on the hiring process.

SEWAGE ENFORCEMENT OFFICER (SEO): Nothing to report.

TREASURER'S REPORT:

MOTION: Vice Chairman Fry made a motion, seconded by Chairman Mackley, to approve the November 16, 2017 list of bills as presented: General Fund \$29,824.90; Denver Road Bridge Project/State Fund \$7,192.64; Light Fund \$14,666.25. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

ZONING OFFICER: Mr. Luongo to briefly highlighted the October 2017 Zoning Officer's Report: 33 applications, 33 permits issued, 12 in review, 18 for pickup. Single Family Dwelling Units: 1 (to date there are 16 single family units). Alarm Ordinance Enforcement: 11 False Alarm Violations.

SOLICITOR: Nothing to report.

TRANSPORTATION ENGINEER: Mr. Russell noted that the Denver Road Bridge Closure was moved up from November 22nd to November 20th, and to open on November 27th. The area businesses, emergency services, schools, and County will be notified.

MOTION: Secretary Fortna made a motion, seconded by Vice Chairman Fry, to approve the adjustment of the date for the Denver Road Bridge closure starting November 20, 2017 and open on November 27, 2017. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

LAND PLANNING ENGINEER: Mr. Lied suggested the Supervisors adjust the meeting agenda slightly to shift Heatherwoods to the end of the Land Planning items to allow additional time for representatives to arrive do to meeting conflicts.

ACME/ALBERTSONS STORMWATER MANAGEMENT PLAN RETAINING WALL REPLACEMENT: No one was in attendance for this plan. Mr. Lied highlighted the plan. Following the discussions, the Board of Supervisors took the following action.

MOTION: Chairman Mackley made a motion, seconded by Vice Chairman Fry, to conditionally approve the Acme/Albertsons Stormwater Management Plan Retaining Wall Replacement conditioned upon the applicant addressing all items outlined in the Becker Engineering, LLC. review letter dated October 24, 2017 to the satisfaction of the Township, Township Engineer and Township Solicitor. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Vice Chairman Fry made a motion, seconded by Secretary Fortna, to authorize the Board of Supervisors to sign the Improvement Guarantee Agreement (IGA) with accompanying financial security and the Stormwater Maintenance and Easement Agreement (SWMEA) related to the Acme/Albertsons Stormwater Management Plan Retaining Wall Replacement when executed by the applicant and submitted to the Township in a form acceptable to the Township Solicitor. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Secretary Fortna made a motion, seconded by Vice Chairman Fry, to authorize signature of the Acme/Albertsons Stormwater Management Plan Retaining Wall Replacement by the Board of Supervisors upon the applicant adequately resolving all conditions of plan approval to the satisfaction of the Township, Township Engineer and Township Solicitor, including the establishment of financial security in the amount acceptable to the Township and Township Engineer and securing the necessary NPDES permit approval. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

KREIDER STORMWATER MANAGEMENT PLAN: No one was in attendance for this plan. Mr. Lied highlighted the plan. Following the discussions, the Board of Supervisors took the following action.

MOTION: Vice Chairman Fry made a motion, seconded by Chairman Mackley, to conditionally approve the Gregory T. & Jessica L. Kreider Stormwater Management Plan conditioned upon the applicant addressing all items outlined in the Becker Engineering, LLC. review letter dated November 10, 2017 to the satisfaction of the Township, Township Engineer and Township Solicitor. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Chairman Mackley made a motion, seconded by Vice Chairman Fry, to authorized the Board of Supervisors to sign the Improvement Guarantee Agreement (IGA) with accompanying financial security and the Stormwater Maintenance and Easement Agreement (SWMEA) related to the Gregory T. & Jessica L. Kreider Stormwater Management Plan when executed by the applicant and submitted to the Township in a form acceptable to the Township Solicitor. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Vice Chairman Fry made a motion, seconded by Chairman Mackley, to authorized signature of the Gregory T. & Jessica L. Kreider Stormwater Management Plan by the Board of Supervisors upon the applicant adequately resolving all conditions of plan approval to the satisfaction of the Township, Township Engineer and Township Solicitor, including the establishment of financial security in the amount acceptable to the Township and Township Engineer. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

LAND PLANNING ENGINEER: (CONTINUED)

ENCK PRELIMINARY/FINAL SUBDIVISION PLAN: CONSIDERATION OF FINANCIAL SECURITY RELEASE: No one was in attendance for this plan. Mr. Lied highlighted the plan. Following the discussions, the Board of Supervisors took the following action.

MOTION: Vice Chairman Fry made a motion, seconded by Chairman Mackley, to authorize the release of the financial security currently being held by the Township for the Curtis R. Enck, Jr. & Shirley A. Enck Preliminary/Final Subdivision Plan. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

HEATHERWOODS REVISED PRELIMINARY PLAN PH. 3, 4 AND 5: WAIVER/MODIFICATIONS: Joyce Gerhart of RGS was in attendance for this plan. Mr. Lied and Ms. Gerhart highlighted the plan and provided an update relative to the status of the various outside agency reviews and approvals. Discussions were held on the updated stormwater facilities proposed to meet current NPDES and Township standards. .. Discussions continued on the overall background. Mr. Lied noted that all the waiver/modifications and deferrals being considered for action this evening were highlighted and discussed at the prior Board of Supervisors meeting. Following the discussions, the Board of Supervisors took the following action.

MOTION: Vice Chairman Fry made a motion, seconded by Chairman Mackley, to approve a waiver/modification of §5.213 of the Subdivision and Land Development Ordinance relative to street widths to utilize a road right-of-way width of 50' and a cartway width of 30', conditioned upon the proposed streets meeting the construction standards of the most current SALDO, including soils testing requirements and installation of roadway base drains. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Chairman Mackley made a motion, seconded by Vice Chairman Fry, to approve a waiver/modification of §5.554 and of the Subdivision and Land Development Ordinance to waive the requirement for 40′ clear sight triangles to be provided and shown on the plans for individual residential driveways. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Vice Chairman Fry made a motion, seconded by Secretary Fortna, to approve a waiver/modification of §7.23 of the Subdivision and Land Development Ordinance related to vertical concrete curb to authorize the applicant to utilize standard 18" high PennDOT curb, in lieu of the 22" high Township standard. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Chairman Mackley made a motion, seconded by Secretary Fortna, to approve a waiver/modification of §5.2184 of the Subdivision and Land Development Ordinance related to street alignment to authorize a reduction in the required 50' straight section at the intersection of Ashwood Land and Firethorne Drive and allow the construction of the roadway as depicted on the current Preliminary Plan. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Vice Chairman Fry made a motion, seconded by Secretary Fortna, to approve a waiver/modification of §5.2202 of the Subdivision and Land Development Ordinance related to cul-de-sac offsets to authorize the cul-de-sac for Cottonwood Lane to be offset to the right as depicted on the current Preliminary Plan. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Chairman Mackley made a motion, seconded by Vice Chairman Fry, to approve a waiver/modification of §5.558 of the Subdivision and Land Development related to driveway separation from intersections to authorize a reduction in the driveway separation for Lot 21, as depicted on the current Preliminary Plan. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

Highlighted with the next motion were: (1) The east side of Cranberry Circle, from Heatherwood Lane to Lot 13 (Phase 1B) is existing, (2) The north side of Heatherwood Lane from Hill Road to the roundabout (Phase 1A) is existing, (3) The north side of Firethorne Drive from the roundabout to the western property line has no houses fronting the lot, (4) The south side of Firethorne Drive from Cottonwood Lane to the western property line, and (5) The north side of Ironwood Court from Hill Road to the driveway on Lot 113 is existing.

LAND PLANNING ENGINEER: (CONTINUED)

HEATHERWOODS REVISED PRELIMINARY PLAN PH. 3, 4 AND 5: WAIVER/MODIFICATIONS:

MOTION: Vice Chairman Fry made a motion, seconded by Secretary Fortna, to approve a waiver/modification of §7.24 of the Subdivision and Land Development related to sidewalk to modify and reduce the number of roadways where sidewalk is to be deferred to limit the deferral to the following: (1) The east side of Cranberry Circle, from Heatherwood Lane to Lot 13 (Phase 1B). (2) The north side of Heatherwood Lane from Hill Road to the roundabout (Phase 1A). (3) The north side of Firethorne Drive from the roundabout to the western property line. (4) The south side of Firethorne Drive from Cottonwood Lane to the western property line. (5) The north side of Ironwood Court from Hill Road to the driveway on Lot 113. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Chairman Mackley made a motion, seconded by Vice Chairman Fry, to approve a waiver/modification of §5.5103 of the Subdivision and Land Development related to lot depth to width ratio to authorize proposed townhouse Lots 78 through 81, 84 through 87, 90 through 95 and 98 and 99 to have a lot depth greater than 3 times the lot width. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Vice Chairman Fry made a motion, seconded by Secretary Fortna, to approve a waiver/modification of §185-28.A.(1) of the Stormwater Management and Earth Disturbance Ordinance related to above-ground storage facility design criteria, to authorize Stormwater Management Facility (SWMF) 1 to be constructed with a 5' wide minimum berm width, 3:1 interior side slopes, utilization of the existing SLCPP for the discharge pipe, utilization of the existing embankment, and providing freeboard as determined acceptable to the Township and Township/Engineer, conditioned upon the applicant's consultant inspecting the existing basin, basin embankment and discharge pipe and providing a written professional opinion confirming the adequacy of the existing conditions to support the proposed SWMF design modifications. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

Discussions were held regarding the existing detention basin (SWMF-1) and proposed modifications. Ms. Gerhart explained that in conjunction with the waiver/modification, which applies to SWMF-1 and SWMF-2, the applicant is proposing to provide fencing along the proposed townhomes that directly adjoin the basin and then extending the fencing along the side yards and along a portion of road frontage. Ms. Gerhart noted that they are proposing to terminate the fencing were the basin berm is elevated relative to the sidewalk and roadway. The exact location for the termination can be coordinated with the Township. Discussions continued relative to the design of the basin ponding depths, etc. For safety, Ms. Gerhart stated that the primary outlets for the basins are very small and will be equipped with metal racks and protective features. Where fencing is to be provided, it will be a wooden split rail fence with a 3-inch wire mesh attached with additional scattered landscaping. The Homeowners Association will be responsible for maintaining the fence and stormwater basins. The fence will be located on the basin lot and not on the individual adjacent private properties.

MOTION: Vice Chairman Fry made a motion, seconded by Chairman Mackley, to approve a waiver/modification of §185-28.A.(8) of the Stormwater Management and Earth Disturbance Ordinance related to fencing around detention basins to allow Stormwater Management Facility (SWMF) 1 and SWMF 2 to be constructed without fencing conditioned upon the applicant providing a barrier (fencing and landscaping) along the rear of the adjacent residential properties and returned and extending along a portion of the roadway frontage to the satisfaction of the Township. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

MOTION: Chairman Mackley made a motion, seconded by Secretary Fortna, to approve a conditionally approve the Revised Preliminary Plan for Heatherwoods (Phase 3, 4 and 5) conditioned upon the applicant addressing all outstanding items outlined in the Becker Engineering review letter dated October 19, 2017 to the satisfaction of the Township, Township Solicitor and Township Engineer. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

SUPERVISORS:

RESOLUTION 2017-17: EXEMPTING TOWNSHIP FROM EXPANDED GAMBLING BILL – CATEGORY 4. Mr. Russell discussed the Category 4 casinos, noting that Category 4 does not interfere with the Fire Companies. Discussions and questions were asked which were answered.

MOTION: Vice Chairman Fry made a motion, seconded by Chairman Mackley, to adopt Resolution 2017-17 prohibiting the location of Category 4 licensed facilities within the Township. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

ACT 172 APPOINTMENT: Mr. Russell noted that at the previous Cocalico Leaders Meeting it was proposed to come up with an Act 172 group to investigate Act 172 with all of the Municipalities and Fire Companies within the Cocalico region. Requested was one leader from all of the Municipalities, one representative and alternate from each of the Fire Companies.

MOTION: Chairman Mackley made a motion, seconded by Secretary Fortna, to appoint Alan Fry to serve on the East Cocalico Township Act 172 Group along with the following from the fire companies: (1) Reamstown Fire Company primary Kelly Morgan and Harvey Achey as alternate; (2) Smokestown Fire Company primary Gerry Hartranft and Roxanne Shiplett as alternate; (3) Stevens Fire Company primary Jim Black and Chad Weaver as alternate. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

2018 TOWNSHIP WINTER NEWSLETTER

MOTION: Secretary Fortna made a motion, seconded by Vice Chairman Fry, to approve sending the 2018 Winter Newsletter to the printer. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

EAST COCALICO LIONS CLUB FUNDRAISER

MOTION: Chairman Mackley made a motion, seconded by Secretary Fortna, to approve the East Cocalico Lions Club to conduct their annual Toll Road Fundraiser on Friday, November 24, 2017 from approximately 7:30am to 4pm at the intersection of Church Street and Reamstown Road rain or shine; conditioned that throughout the day there will be complete adult supervision and reflective vests worn. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

PROFESSIONAL AUDITING SERVICES, REQUEST FOR PROPOSAL (RFP): Mr. Russell noted that the RFPs are prepared and ready to send to the list of CPA firms that service local government entities. Proposed to send to the firms tomorrow, due by November 30, 2017 at 2pm, interviews with the top two firms held during the week of December 4, 2017, with an early recommendation of approval at the December 4th Board of Supervisors Meeting or later at the December 21st meeting.

MOTION: Secretary Fortna made a motion, seconded by Vice Chairman Fry, to approve notifying the list of CPA firms the Request For Proposals (RFP). Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

RESOLUTION 2017-18: Secretary Fortna announced that over 180 days have passed since the notified of five parcels to be added to the Agricultural Security Area (ASA). Started over ten years ago, and with the addition of these five parcels, brings the Township to 1,082.84 acres added to the ASA.

MOTION: Secretary Fortna made a motion, seconded by Vice Chairman Fry, to adopt Resolution 2017-18 to include five parcels added to the Township's Agricultural Security Area. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (3/0)

SUPERVISORS: (CONTINUED)

Chairman Mackley discussed the unauthorized drilling of a private well by a new business in the Township. Mr. Luongo stated the notice of violation letter is prepared and will be sent to Twin Pine. Mr. Luongo noted that a well was drilled but it has not been hooked up.

2018 PROPOSED BUDGET – **CONSIDERATION TO ADVERTISE:** Mr. Russell read the newspaper notice proposed to be printed in the November 22nd Ephrata Review edition. The Supervisors stated they reviewed the proposed budget and the three proposed options for consideration on balancing the budget that were presented at a public Budget Workshop Meeting held on December 13, 2017. Chairman Mackley noted that some of the over \$400,000.00 shortfall is brought on by federal MS4 regulations, the Reamstown Ambulance Association request for assistance with paid drivers, health insurance premium increases over 12%, and the increase in the Municipal Minimal Obligation (MMO). Lengthy discussions and questions were held which were answered.

MOTION: Chairman Mackley made a motion, seconded by Vice Chairman Fry, to approve the advertising of the proposed 2018 draft budget and to incorporate option #3 with a 2.5% property tax increase. Secretary Fortna nay. Chairman Mackley asked if there were any other comments or questions. There were none. Motion carried. (2/1)

Secretary Fortna attended a Lancaster County Planning Commission meeting to discuss their ideas with municipalities on the comprehensive plan and their latest project called PLACES 2040.

TOWNSHIP MANAGER: Mr. Russell highlighted the Manager's Report 11/2/17 to 11/15/17: (1) UGI GET Gas East Cocalico Heights update- Agreement and monies received by UGI on 11/15/17. Road Occupancy Permit was issued 11/5/17. UGI has agreed to cover all part-time inspection cost. Township inspector will be onsite whenever road restoration work is occurring. (2) Morganshire update- Developer has completed paving. Roadway dedication of Phase 2 work is next. (3) Telephone system upgrade- Phone system was received via mail from Mitel. Phones will be installed in Township Building beginning in December. Blue tooth to be installed in the trucks and the road crew will utilize cell phones instead of radios to communicate with Police, Fire and Township Building. (4) The prospective buyer for 1925 Reading Road property has backed out after discussion with his contractor. (5) Recreation Board Update: A Stoney Pointe Park Community Build kick off meeting will be held December 5th, and a handout was prepared which will be distributed to the communities near the park, added to the Township website, and advertised in the Ephrata Review. (6) A public Budget Workshop meeting was held November 13th with staff. Advertisement to be placed in the November 22nd Ephrata Review. Proposed 2018 budget adoption at the December 21st meeting. (9) Planned Activities Next Two Weeks: Pension and Actuarial RFPs advertised, and creation of a Pension Advisory Committee, the UGI GET Gas Road Occupancy Permit is on-going, the follow-up on the calling of the bonds for the Heatherwoods development, to start the "No Trucks Study" for Naperville Road, and work on the Divergent Diamond application submission.

EXECUTIVE SESSION: None.

ADJOURN:

MOTION: There being no further business to come before the Board, Secretary Fortna made a motion seconded by Vice Chairman Fry to adjourn the meeting at 9:44 p.m. Chairman Mackley asked if there were any questions. There were none. Motion carried. (3/0)

Respectfully submitted,

Noelle B. Fortna Board of Supervisor Secretary