

**FAIRVIEW TOWNSHIP BOARD OF SUPERVISORS
SEPTEMBER 30, 2024 – 7:00 p.m.
MINUTES**

I. CALL TO ORDER:

The meeting was called to order by the Chairman, Dr. Larry Cox, at 7:05 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL:

PRESENT: Dr. Larry Cox, Chairman
John W. Jones, Vice Chairman
Mario D. Pirritano, Supervisor
Matthew Cox, Supervisor
Christopher L. Allen, Supervisor
Donald F. Martin, Manager
Davis Holland, Chief of Police
Dave Jones, Stock & Leader, Solicitor
Stephen M. Waller, Codes Administration Director
Drew Bitner, Engineer

IV. ANNOUNCEMENT OF EXECUTIVE SESSIONS:

There was an executive session prior to this meeting to discuss a personnel matter.

V. RECOGNITION OF PUBLIC:

1. Jeremy Samek, 517 Sandpiper Lane, asked if the contractors completing the work at the Briarcliff Development could refrain from removing the trees along the road as he feels they help to slow traffic in that area and look nice.

Mr. Waller explained due to the possibility of underground utility lines located in the right-of-way, they would have to be removed.

Mr. Bitner added that overtime tree roots cause damage to sidewalks and/or roadways.

2. The following residents expressed their concern about high sewer and water bills from Pennsylvania American Water.

Shawn Moyer, 326 Kelso Drive.
Andre Haughton, 335 Kelso Drive.
Abdul Mohamad, 327 Kelso Drive.

Dave Jones stated that since the Township sold the sewer system to Pennsylvania American Water in 2015 the Township has no say on billing rates. He also stated that the Pennsylvania Public Utility Commission (PUC) reviews and approves utility rates in Pennsylvania therefore customers need to go directly through Pennsylvania American Water or contact the PUC with their concerns.

VI. AGENDA ITEMS

A. Concrete Curb at Lewisberry and Gaumer Road

Dr. Cox asked Mr. Waller if there were active plans for the adjacent property.

Mr. Waller confirmed there have been active plans dating back to 2022 for that property.

After further discussion the Board decided to keep the pork chop as is and asked the police department to check into purchasing additional signs for Evergreen Drive to alert drivers to reduce speed.

Mr. Jones made a motion, seconded by Mr. Pirritano to make no changes and keep the pork chop as is.

Vote on the motion: All Yes. The motion carried.

B. Request for a Temporary Construction Entrance off Observatory Drive

Dave Jones stated that owners of the lot located at 632 South Ridge Drive are requesting a temporary construction entrance along Observatory Drive to build a home however, the approved plans from 1994 states they are not permitted to have a driveway entrance on Observatory Drive.

Anita Adam, landowner of lot 632 South Ridge Drive informed the Board that they have been trying to develop this property for the past three years. She stated the property does contain wetlands therefore various environmental studies were conducted. Builder, Pat Owen and Engineer, Rob Sheaffer were present and able to answer questions from the Board regarding the timeline of the excavation and construction process and restoration repairs to the edge of the road from heavy equipment damage. Based on information provided, the Board granted the temporary construction entrance off Observatory Drive.

Mr. Allen made a motion, seconded by Mr. Cox to approve a temporary construction easement off Observatory Drive for the Adam property to be permitted until such time that the drywall inspection has been completed for the residence and no certificate- of occupancy shall be permitted until such time that the temporary entrance has been removed and the edge of the road has been restored.

Vote on the motion: All Yes. The motion carried.

C. Traffic Study at the Intersection of Pleasant View Road and Gap Road (Tabled from Last Month) Determined that a Stop Sign is NOT Warranted.

Mr. Bitner stated he had a traffic study completed in this location; it was determined that a stop sign is not warranted. But signs were replaced and are now more visible and that should help solve the issues.

Chief Holland stated he went back eight years and found two recordable crashes in this location.

Mr. Hobart stated he will remain hopeful for another solution and feels the signs won't be enough and that it remains a very dangerous intersection.

D. Ordinance No. 2024-1 – Amend Chapter 23 of Fire Department:

Mr. Pirritano made a motion, seconded by Mr. Cox to adopt Ordinance No. 2024-1 to Amend Chapter 23 of Fire Department.

Vote on the motion: All Yes. The motion carried.

E. Building, Zoning, Codes:

1. Subdivision and Land Development Modification Request

<u>Plan</u>	<u>Section/Description</u>
Fisher -183 Valley Rd	SLDO- 260.14.B(7) – Wetland report
	SLDO 260.22.B(1) – Dedication of Right-Of-way along Valley Road
	SLDO 260.24.B(1) – Curbing (Valley & Fisher Rds)
	SLDO 260.25.A – Sidewalks

Mr. Jones made a motion, seconded by Mr. Allen to approve modification request SLDO-260.14.B(7) – Wetland report; SLDO 260.22.B(1) -Dedication of Right-Of-way along Valley Road; SLDO 260.24.B(1) – Curbing (Valley & Fisher Rds); SLDO 260.25.A – Sidewalks.

Vote on the motion: All Yes. The motion carried.

2. Final Revised Minor Land Development Plan – Wright Express – 7 Lewisberry Road - #24-1003 (Exp. 12/31/24)

Mr. Cox made a motion, seconded by Mr. Allen to approve Final Revised Minor Land Development Plan – Wright Express – 7 Lewisberry Road - #24-1003 (Exp. 12/31/24) contingent on the submittal of signed and notarized plans; payment of all engineer fees; payment of recording fees; and compliance with the Rettew Memo dated September 30, 2024.

Vote on the motion: All Yes. The motion carried.

3. Resolution 2024-13 Planning Module – David and Nicole Fisher – 183 Valley Road

Mr. Allen made a motion, seconded by Mr. Cox to approve Resolution 2024-13 Planning Module – David and Nicole Fisher – 183 Valley Road.

Vote on the motion: All Yes. The motion carried.

4. Resolution 2024-14 Planning Module – Special Study – Lower Allen Twp WWTP

Mr. Jones made a motion, seconded by Mr. Cox to approve Resolution 2024-14 Planning Module – Special Study – Lower Allen Twp WWTP.

Vote on the motion: All Yes. The motion carried.

5. Time Extension Request

<u>Plan</u>	<u>Exp. Date</u>	<u>Ext Date</u>
Oakhill Phase 3	September 30, 2024	December 9, 2024

Mr. Cox made a motion, seconded by Mr. Allen to approve the time extension requests noted above.

Vote on the motion: All Yes. The motion carried.

F. Resolution No. 2024-8 Establishing Minimum Municipal Obligation (MMO) for Pension Plans:

Mr. Allen made a motion, seconded by Mr. Cox to approve Resolution 2024-8 establishing the 2025 Minimum Municipal Obligation for the Police Pension Plan at \$375,598 and the non-uniform pension plan at \$141,650.

Vote on the motion: All Yes. The motion carried.

G. Resolution No. 2024-9 – Temporary Banner, Octoberfest in the Park

Mr. Jones made a motion, seconded by Mr. Cox to adopt Resolution 2024-9 for the installation of a temporary banner on the Iron Bridge for the New Cumberland Octoberfest in the Park from 10/7/24 to 10/28/24 scheduled for Sunday, 10/27/24 and forward the same to PennDOT for approval.

Vote on the motion: All Yes. The motion carried.

H. Resolution No. 2024-10 – Disabled Veteran Tax Exempt Status:

Mr. Jones made a motion, seconded by Mr. Cox to approve Resolution No. 2024-10 granting a real estate tax exemption to Lawrence L. Little, as qualified by the PA Department of Military and Veterans Affairs.

Vote on the motion: All Yes. The motion carried.

I. Resolution No. 2024-11 – Local Share Assessment Grant (Category 4)

Mr. Pirritano made a motion, seconded by Mr. Jones to adopt Resolution No. 2024-11, Requesting a Statewide Local Share Assessment Grant from the Commonwealth Financing Authority for police vehicles and authorizing Donald Martin and Jarrett Boyles as designated applicants to execute all documents and agreements between the Township of Fairview and the Commonwealth Financing Authority.

Vote on the motion: All Yes. The motion carried.

J. Resolution No. 2024-12 Messiah Lifeways TEFRA Approval

Mr. Jones explained the Resolution to the Board for consideration at the next meeting.

K. Ordinance No. 2024-2 to Prohibit Parking at all times along McCarthy Drive

Mr. Jones made a motion, seconded by Mr. Allen to advertise Ordinance 2024-2 to Prohibit Parking at all times along McCarthy Drive.

Vote on the motion: All Yes. The motion carried.

L. Allocation of Firemen's Relief (Check to Fire Departments):

Allocate \$5,000 to the Lisburn Fire Company

Allocate \$118,954.65 to the Fairview Township Volunteer Fire Department

Mr. Allen made a motion, seconded by Mr. Cox to allocate \$5,000 to Lisburn Fire Company and \$118,954.65 to the Fairview Township Volunteer Fire Department.

Vote on the motion: All Yes. The motion carried.

M. Non-Uniform Sick Pool

Mr. Pirritano made a motion, seconded by Mr. Jones to approve a request for the use of approximately 170 hours from the sick pool.

Vote on the motion: All Yes. The motion carried.

N. Discuss Bids Briarcliff Paving:

Contract #5, Paving-Phase 1 & 2

Contract 5 Pennsy Supply in the amount of \$ 356,435.00

Contract #6, Paving-Phase 3

Contract 6 Pennsy Supply in the amount of \$100,495.00.

Dave Jones stated the Developer has provided an agreement to complete all work by Thursday, October 31st, 2024. They have also requested the Township provide winter maintenance upon Completion of work.

Dave Jones stated he has added the following into the agreement:

- Completed work is to be inspected and approved by both Highway Foreman, Keith Reynolds, and Township Engineer, Drew Bitner.
- The Township is to receive a signed deed of dedication.
- The Township will hold funds to cover certain costs until completed.

Mr. Jones made a motion, seconded by Mr. Pirritano to approve the letter of agreement as presented by Dave Jones from the Briarcliff Developer.

Vote on the motion: All Yes. The motion carried.

Mr. Jones made a motion, seconded by Mr. Cox to reject bids received for Contract 5 (Phases 1 and 2) and Contract 6 (Phase 3) for Briarcliff Development.

Vote on the motion: All Yes. The motion carried.

O. Approve 2025 Meeting and Holiday Schedules:

Mr. Allen made a motion, seconded by Mr. Cox to approve the meeting and holiday schedules for 2025.

Vote on the motion: All Yes. The motion carried.

VII. OLD BUSINESS

1. Mr. Martin announced the new digital sign has been installed and in operation.

VIII. NEW BUSINESS

1. Mr. Pirritano asked when leaf collection would begin.

Mr. Martin announced that this year's leaf collection will begin Monday, October 28th and run through Friday, December 6th.

IX. APPROVAL OF MINUTES

Mr. Allen made a motion, seconded by Mr. Cox to approve the minutes of the August 26, 2024 meeting of the Board of Supervisors.

Vote on the motion: All yes. The motion carried.

X. RATIFICATION OF BILLS PAYABLE

Mr. Cox made a motion, seconded by Mr. Allen to ratify payment of all Bills Payable as presented.

Vote on the motion: All yes. The motion carried.

XI. ANNOUNCE EXECUTIVE SESSION

There will be no executive session following this meeting.

XII. ADJOURNMENT

Mr. Allen made a motion, seconded by Mr. Cox to adjourn the meeting.

Vote on the motion: All yes. The meeting was adjourned at 8:26 PM.