

1. Call to Order: The Regular Meeting II of the Swatara Township Board of Commissioners was called to order by President Troxell at 7 PM on Wednesday, May 11, 2016, at the Township Administration Building, 599 Eisenhower Blvd., Swatara, PA 17111.
2. Pledge of Allegiance: President Troxell led the audience in the Pledge of Allegiance.
3. Invocation: President Troxell gave the invocation.
4. Executive Session: President Troxell announced an Executive Session was held prior to tonight's meeting to discuss Pending Litigation.
5. Roll Call: Commissioners Boudier, Chiavetta, Connolly, Milakovic, Moyer, Troxell, and Varner were present. Also present: Township Manager LeBlanc, Assistant Manager Zimmerman, Solicitor Wyland, Secretary Rubinic, Finance Director Fosselman, Codes Director Everett, Township Engineer Representative Kenworthy, Tax Collector Donato, and Police Chief and Sgt.-at-Arms Umberger.
6. Recognition of Assistant Township Manager Zimmerman: President Troxell presented Assistant Manager Brian Zimmerman with a Proclamation recognizing his career with the Township beginning in 1985 with the Police Department and coming full-circle to his current position in administration. He is much admired and respected by his co-workers and will be greatly missed as he moves on to greater endeavors. May 13, 2016, will be proclaimed "Brian Zimmerman Day" throughout Swatara Township.
7. Presentation by turnKey Taxes regarding Collections: Mr. Mark Schuster, turnKey Taxes, gave a presentation on the services offered to help municipalities increase tax revenues without increasing taxes. This is done through data programs to identify the number of properties. He answered questions about how quickly the process can be set up and how far back taxes can be recovered. He also answered technical and security questions as well as the cost of services.  
President Troxell said the Township is just beginning the process of looking at this service and thanked Mr. Schuster for his presentation.
8. Motion to Approve Agenda: Commissioner Chiavetta moved to approve the Agenda as presented. Commissioner Boudier seconded the motion; carried unanimously.
9. Consideration of Minutes - Regular Meeting I - May 4, 2016: Commissioner Boudier moved to approve the minutes as presented. Commissioner Connolly seconded the motion; carried unanimously.

10. Visitor Requests & Comments:

- A. Richard Murphy, 5581 Fordham Avenue--noted there will be a march in his neighborhood on May 21 at noon along Fordham Avenue. He wanted to make sure the Township was aware of this. Chief Umberger said he did receive notice of this and will be meeting with the parties.
- B. Nina Vacante, 5671 Chambers Hill Road\_--said several years ago she suggested looking at turn arrows at the intersection of Rt. 441 and Chambers Hill Road. There is a turning lane, but arrows would help alleviate backup in that area. Another matter that she has brought up in the past is concerning unsolicited newspapers in her yard--particularly the Merchandiser. Calls to the business do not stop the paper. President Troxell said some research will have to be done into what can legally be done. Commissioner Moyer suggested this be looked at as a stormwater violation. The collection of this litter in storm drains could be a stormwater violation. Ms. Vacante wants an answer and is looking for a formal response from the Board.

11. Reports:

- A. Monthly Departmental Reports: Monthly Departmental Reports are posted on the bulletin board in the lobby of the municipal building. Copies can also be obtained from the receptionist during working hours.
- B. Committee Reports:  
Highways - Commissioner Milakovic read highlights from the Highway Report for April. The Highway Department won a "Build A Better Mousetrap" Award. This is for a washer for the undercarriage of the trucks. The Award will be presented at the July 13 Board Meeting. A copy of this report will also be posted on the bulletin board.  
Recreation - Commissioner Connolly read highlights of the Parks & Recreation Report for April. Commissioner Moyer asked to look at the disc golf layout. Manager LeBlanc will provide a map and said the site has been laid out. Commissioner Connolly will look at this with Commissioner Moyer. A copy of the report will be posted on the bulletin board.
- C. Treasurer's Report: Finance Director Fosselman reported the ending balances through April 30. The regular Treasurer's Report will be prepared next month for approval by the Board.
- D. Fire Services Report: Fire Services Director Ibberson was not present, so Commissioner Connolly read the Fire Services report showing 100 total calls for service during the month of April (with average personnel turnout per incident):
- |            |        |
|------------|--------|
| Bressler   | 30 (5) |
| Lawnton    | 56 (7) |
| Rutherford | 31 (7) |

SWATARA TOWNSHIP

Swatara	50 (6)
Chambers Hill	45 (4)

A copy of the detailed report will be posted on the bulletin board in the lobby.

- E. Township Manager’s Report: Manager LeBlanc read and provided details on her report which was also provided to the Board. She answered some questions about the upcoming trash contract talks and Commissioner Varner would like to see how other contracts work that have unlimited trash item pickup. President Troxell had questions about alerting the public about traffic pattern changes during work on the 63<sup>rd</sup> Street Bridge.
- F. Codes Report: Codes Director Everett reported briefly on the Codes Department activities for April:
  - 20 building permit applications
  - 36 zoning permit applications
  - 62 inspections completed under permit
  - 12 complaints received and addressed

OLDS Report:

District 1 (June 2014-June 2015) - third pump cycle --There are 230 properties; 230 paid registration; 228 passed inspection; 1 failed inspection.

District 2 (June 2015-June 2016) - third pump cycle -- There are 500 properties; 395 paid registration; 239 passed inspection; 1 failed; and 260 remaining to pump.

District 3 (June 2016-June 2017) - third pump cycle --Letters have gone out to the properties and this is the response already. There are 329 properties, and 102 have paid the registration fee; 12 passed inspection.

There is also an attached report on inspections by Mr. Felty.

A copy of the May OLDS report will be posted on the bulletin board.

Humane Society: Four dogs were surrendered

Department Highlights: PetCo has begun construction at High Pointe Commons and finally put up a sign showing what is going in there.

May is Building Safety Month.

A more detailed report of Codes activities will be posted in the lobby.

- G. Chief of Police Report: Chief Umberger reported on the police activities for the month of April. He reported on the ever-increasing use of the Police Crime Portal and social media followings. He wanted to publicly thank Representative Marsico for providing the initial funding of this program for the county. The following initiatives continue: Team Teaching, Aggressive Driving details, DUI Enforcement, and use of Narcan. The full report of police activities in schools, with juvenile and adult probation checks, and other community events is also posted. The Citizens Police Academy concluded on April 18 with graduation of 11 Cadets. Chief Umberger will appear as a panelist on a town hall discussion of “The Stop” by

Dwayne Bryant airing at 5 PM on May 12. The book is about improving police and community relations.

On June 7 the Police and Citizens Advisory Council will meet at Living Water Church for a public program.

National Night Out planning has begun--to be held on Tuesday, August 2.

The 4<sup>th</sup> Annual Hero Run is set for Sunday, November 6, at the Harrisburg Mall. Chief Umberger and Dr. Carol Johnson are working with the Citizens Council on establishing a Youth Advisory Council for the 2016-17 school.

And lastly, tomorrow at 9:30 AM is Coffee with the Chief at the Capitol Diner. Commissioner Moyer asked for an update on the dog issue along Garden Drive. Chief Umberger said the rescue organization is hoping to have the dog and pups captured within the week.

Chief Umberger reiterated that events are posted on the police portal at [www.swatarapolice.org](http://www.swatarapolice.org); you can subscribe and you can receive alerts.

12. Consideration of Ordinance-Intergovernmental Agreement for Code Enforcement Services with Paxtang Borough: Solicitor Wyland reviewed the proposed Ordinance which has been properly advertised and is ready for adoption. Commissioner Chiavetta moved to adopt Ordinance 2016-4 (full text available in Township Ordinance Book) authorizing an Intergovernmental Agreement to provide Code Enforcement Office Services to Paxtang Borough. Commissioner Boudier seconded the motion and the motion carried with Commissioner Moyer voting no.
13. Consideration of OLDS Extension Request - 900 Dennis Circle: Commissioner Moyer moved to approve the request of Allen D. Smith, 900 Dennis Circle, for a one-time, 6-month extension of time to pump. Commissioner Connolly seconded the motion and the motion carried unanimously.
14. Approval of Partial Refund of Real Estate Taxes-Robert Lester.: Commissioner Chiavetta moved to approve the refund of real estate taxes to Robert Lester, 6330 Somerset Street, Parcel 63-017-016, in the total amount of \$308.37.80 due to a disabled veteran's exemption granted by the County. Commissioner Milakovic seconded the motion and the motion carried unanimously.
15. Transfer of Steel-High Escrow Funds to Swatara Township General Fund: Solicitor Wyland gave background on this item and explained that about \$150,000 is being held in an escrow account for a previous Steel-High construction project. These funds could be transferred to the General Fund to cover part of the unpaid invoices for the School Resource Officer. Solicitor Wyland will then advise the School District on this action and the remaining balance. Commissioner Connolly moved to transfer the funds held in escrow for Steel-High into the General Fund. Commissioner Chiavetta seconded the motion; carried unanimously.

16. Permission to Advertise and Post Truck Driver Grade 3 Position: Commissioner Boudier made a motion to advertise and post a Grade 3 Truck Driver Position for the Highway Department when a vacancy occurs. Manager LeBlanc explained this was in anticipation of a driver applying for the Rec position approved last week and to save time in the hiring process. Commissioner Chiavetta seconded the motion and the motion carried with Commissioner Varner voting no.
17. Consideration of Waiver of Permit Fees- Lawnton Fire Company: Commissioner Chiavetta moved to waive the permit fees for demolition of a home beside the Lawnton Fire Company. This is waiver of fees only; permits must still be obtained. Commissioner Connolly seconded the motion and the motion carried unanimously.
- 18A. Consideration of Police Internship Request-Jacob Rosen: Commissioner Connolly moved to approve the request of Jacob Rosen for a 120-hour internship with the Police Department subject to completion of the necessary waivers. Commissioner Boudier seconded the motion and the motion carried unanimously.
- B. Consideration of Police Ride-Along-Ian Murphy: Commissioner Connolly also moved to approve the request of Ian Murphy up to three ride-alongs with the Police Department subject to completion of the necessary waivers. Commissioner Boudier seconded the motion and the motion carried unanimously.
19. Consideration of Resolution- Ward System Restoration and Map Availability: Solicitor Wyland said although the intent is to create 9 wards, they wouldn't be the same as they had been in the past because of the requirement under the law that they be balanced in population based on the 2010 census. Commissioner Chiavetta moved to approve Resolution R-2016-20 (full text available in Township Resolution Book) authorizing the preparation and presentation of a map to establish boundaries for the drawing of 9 wards for the governance of Swatara Township. Commissioner Connolly seconded the motion.
- Commissioner Milakovic questioned the data behind the clause stating the electorate has expressed a desire to return to a ward system, and moved that sentence be struck.
- Commissioner Moyer questioned where are the villages of Highland Boyd, Beaver, and Churchville, and the missing of Chambers Hill. He also has strong feelings about agreeing to petition the Court before the map is reviewed. It does not seem to take account legislative lines as other boundaries that should be considered. He has some technical issues with the Resolution.
- Solicitor Wyland said that when the map is published and comment is invited, that's procedurally the time to raise issues like that. If the resolution passes, the next step is a discussion of the merits of the map and the points raised tonight are valid points for discussion. A roll call vote was taken and the motion carried 4-3 with Commissioners Milakovic, Moyer, and Varner voting no.

20. Investigation of Any Possible Stormwater Violations: None noted.
21. Visitor Requests & Comments:  
Nina Vacante, 5671 Chambers Hill Road--asked about the exoneration for Veterans and Tax Collector Donato provided an explanation.  
Lisa Robinson, 6120 Chatham Court-- asked about accountability to provide previous information at the public meetings. She also asked who will pay for the expert who will provide the information the Solicitor spoke about. President Troxell said the accountability is with the board--there will be opportunity to ask. The costs have already been passed by this Board. The maps will be made available to the public and there will also be public meetings.
22. Commissioners Requests & Comments:  
Commissioner Moyer-- moved that the Board accept the Veteran's exoneration for Mr. Robert Lester as granted by the County. Commissioner Connolly seconded the motion; carried unanimously.  
Commissioner Moyer stated that we have to stop residents from throwing their grass clippings onto the roadway. He suggested Codes and Highways and staff stop and knock on doors when they see this; you don't have to look hard.  
Commissioner Moyer had questions about the company preparing the map and when the contract with them was approved. He asked when BonData was engaged, but got no response. He also had concerns about passing the resolution tonight with inaccuracies in it.
- Commissioner Boudier-- had no comments at this time.
- Commissioner Connolly-- related to Chief Umberger the tremendous amount of support, respect, and praise for our Police Department expressed by Steel-High students and parents at a recent forum. He had also expressed concerns about the non-payment for the School Resource Officer, and is happy to hear tonight that some of these funds can be recovered. Hopefully they will continue with a repayment plan.  
Commissioner Connolly also had positive comments about the Police Portal and the use of social media to get community involvement. He complimented the Police on their response at the Harrisburg Mall recently.  
He commented that the option voted on for the ward system is actually one of the four options presented by a reapportionment committee before 2014. This map is similar to theirs but was done by a profession company in a non-partisan fashion. Commissioner Connolly is more committed to get the numbers right and this map is within the 10% and he thinks it is fair to the residents.

Commissioner Varner-- asked Commissioner Connolly for clarification on the 9 ward map--is this the same as the one presented by the citizens. Commissioner Connolly replied he thinks it is a tweaking of the previously proposed 9 ward map.

Commissioner Chiavetta--said if the redistricting goes through, next year there would be 4 Commissioners running for 4-year terms in Wards 2, 4, 6, and 8; and Wards 3 and 7 would be for 2-year terms.

Commissioner Chiavetta asked Manager LeBlanc for an update on the mosquito issue. She has been in contact with the Conservation District and they have indicated we will get weekly reports when they start monitoring the mosquito population.

Commissioner Milakovic-- had a complaint for the Chief about speeding on Evelyn Street between 61<sup>st</sup> and 63<sup>rd</sup> Streets. Chief Umberger said they will be putting up speed limit signs along the detour route and also stepping up patrols once construction starts.

For Mrs. Robinson, he stated that the fee approved for reapportionment was \$4,000.00, so if any other fees are incurred the public has a right to know.

Commissioner Milakovic personally thanked Brian Zimmerman for his years of service at the Township and wished him luck in his new position.

President Troxell-- said he considers tonight to be a historic meeting. We are in the process of returning to the ward system--the most effective way to represent the citizens of this Township. Those in favor of this do not want an at-large system which deprives residents of their local neighborhood commissioner. And he feels the electorate spoke loud and clear that they want their wards back.

23. Correspondence:
- A. Brian Zimmerman, Assistant Manager letter received 4/18/16 regarding Letter of Resignation.
  - B. Pa. Dept. of Environmental Protection letter received 4/27/16 regarding Real Estate Tax Matter.
  - C. Dauphin County Economic Development Corp. letter received 5/5/16 regarding Urban County.
  - D. Representative John Payne letter received 5/6/16 regarding Covered Device Recycling Act.
24. Adjournment: Commissioner Connolly moved to adjourn, seconded by Commissioner Milakovic and carried unanimously. The Regular Meeting II adjourned at 9:11 PM.

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Dolores M. Rubinic, Township Secretary