

MINUTES

REGULAR MEETING II

SWATARA TOWNSHIP

SEPTEMBER 14, 2022

BOARD OF COMMISSIONERS

1. **Call to Order:** President Zubeck called the Regular Meeting II of the Swatara Township Board of Commissioners to order at 7:03 p.m. Wednesday, September 14, 2022. The meeting was held at the Swatara Township Municipal Building, 599 Eisenhower Boulevard, Harrisburg, PA.
2. **Pledge of Allegiance:** President Zubeck led the audience in the Pledge of Allegiance.
3. **Moment of Silence/Invocation:** The Invocation was given by Pastor Gary Lathrop.
4. **Roll Call:** Commissioners Christine Zubeck, Shaela Ellis, Michael Tuckey, Richard Boudier, and Jeff Varner were present. Also present: Manager Jim Fosselman, Assistant Manager Kim Kaufman, Solicitor Kevin Hall, Director of Public Safety and Sergeant-at-Arms Darrell Reider, Director of Public Works Todd Webb, Director of Planning and Zoning Robert Ihlein, Fire Chief Mike Ibberson, and Secretary Karen Alleman.
5. **Announce Executive Session:** An executive session was held to discuss litigation and a personnel matter.
6. **President Zubeck made the following changes to the agenda.** Moved Number 6, Approval of Employment Agreement with Deputy Chief Stauffer to Number 10G under the Consent Agenda; added Number 12G under Reports, Notification of Zoning Hearing for Stephen Lenkevich; and removed Number 14, Consideration of Resolution: Easement Agreement with PPL at Compost Facility. Commissioner Tuckey made a motion to approve the changes, seconded by Commissioner Ellis.

Solicitor Hall announced the continuation of the Conditional Use Hearing for Cellco Partnership d/b/a Verizon Wireless. The hearing will be continued to October 12, 2022, at 7:00 p.m. They are still awaiting letters from the FAA. Commissioner Tuckey made a motion to continue the hearing, seconded by Commissioner Boudier. Motion carried unanimously.

7. **Appointment of Deputy Chief Tom Stauffer:** Director of Public Safety Reider gave a history of Mr. Stauffer's police career. The Honorable District Magistrate Kenneth Lenker administered an Oath of Office to Deputy Chief Stauffer, and Director Reider presented Deputy Chief Stauffer with his new badge, which his wife Shannon pinned on him.
8. **Visitors Requests and Comments:**
 - A. **Wendy Schaeffer, 1071 Third Avenue:** Asked how the amount of \$9,845.62 was achieved for the compost facility agreement with Lower Swatara Township. President Zubeck said other municipalities with an intermunicipal agreement at the compost facility have all been assessed by the same formula used to achieve the Lower Swatara amount. Director of Public Works Webb replied rates are based on current operating costs for the year, the current amount is \$2.99 per household. Another 30% is added to that amount in anticipation of extra materials brought to the facility. She asked the following questions: Will the material that is dumped in the facility affect the groundwater? The permit through DEP to operate a compost facility was just renewed last year, it is good for twenty years. Upgrades to the leaf pad were just made, and improvements regarding water run off were

MINUTES

SWATARA TOWNSHIP

REGULAR MEETING II

SEPTEMBER 14, 2022

BOARD OF COMMISSIONERS

addressed. Will residents be able to take items to the compost facility after October 31 because Lower Swatara's last yard waste pickup date is November 19? Director Webb will contact Lower Swatara regarding this issue. In addition, the intermunicipal agreements are for two years, the formula will be reevaluated when contracts are up.

Commissioner Ellis said Lower Swatara residents have their yard waste picked up curbside twice a month, she doesn't feel that's fair to our residents who have to purchase permits to use the compost facility.

B. **Tom Connolly, 345 North Harrisburg Street**: He has concerns regarding the compost facility agreement with Lower Swatara Township. He wanted to know why Republic Services was named in the agreement. Republic is named for insurance reasons because their trucks are using the facility, not Lower Swatara. President Zubeck said the same formula was used for this agreement that was used in previous years, plus 30%.

C. **Joseph Johnson, 301 Williams Street**: Asked why the flashing school signals at Swatara Middle School were not working. Director Webb said they were functioning as of Monday.

D. **Brian Beistline, Manager of Walmart on Grayson Road**: He thanked the Board, Police and Fire Services for the amazing relationship between agencies. On August 21 there was a shooting incident at the store. Amid all of the chaos, the Swatara Police Department arrived quickly and brought safety, security and calmness. The Police Department had the manpower, resources, perseverance and great leadership to control the incident. The Township also offered professional crisis intervention assistance to WalMart staff. On behalf of himself, his managers, associates, and the citizens that are protected by the Swatara Police, he personally thanked them for their service and everything they do, Chief Reider is doing a great job and should be very proud.

9. **Motion to Approve Agenda**: Commissioner Tuckey made a motion to approve the agenda, as amended. Vice President Varner seconded the motion. Motion carried unanimously.

10. **Motion to Approve Items on Consent Agenda**: Commissioner Boudier made a motion to approve the consent agenda items, as amended. Motion seconded by Commissioner Tuckey. Motion carried unanimously.

A. Monthly Departmental Reports

B. Committee Reports

C. Codes Report

D. Letter of Support for Paul Navarro, Navarro & Wright Consulting Engineers, for a Gaming Grant

E. Bid Award to Farhat Excavating, LLC, for Paxton Street Sidewalk Project

F. Approval of Minimum Municipal Obligation for Uniform and Non-Uniform Pensions

G. Approval of Employment Agreement with Deputy Chief Stauffer

Commissioner Ellis asked for more information regarding the Navarro & Wright request. President Zubeck said they are requesting a gaming grant to increase the size of a water

MINUTES

SWATARA TOWNSHIP

REGULAR MEETING II

SEPTEMBER 14, 2022

BOARD OF COMMISSIONERS

line that will benefit residents of the area where a proposed apartment building will be constructed. The Township has not received any information to date regarding the proposed building project.

11. **Consideration of Minutes: Regular Meeting I of September 7, 2022:** Commissioner Tuckey made a motion to approve the minutes of the September 7, 2022, Regular Meeting I, as presented. Vice President Varner seconded the motion. Commissioner Ellis asked if the public hearing minutes from last month should be approved. Solicitor Hall said the hearing minutes will be approved when the hearing is completed. The motion carried unanimously.
12. **Reports:** All reports are posted in the lobby of the municipal building.
 - A. **Manager's Report:** Nothing this evening.
 - B. **Treasurer's Report:** Commissioner Tuckey made a motion to approve the August Treasurer's Report as presented, seconded by Vice President Varner. Commissioner Ellis. Motion carried unanimously.
 - C. **Solicitor's Report:** Two new lawsuits have been brought against the Township. They have been turned over to the insurance company. Smith Land Development have filed an appeal of the Zoning Hearing Board decision. There is a status conference tomorrow regarding the Norfolk Southern tax litigation. Norfolk Southern has attempted to move the stormwater litigation to Federal Court.
 - D. **Swatara Rising Comp Plan:** Director Ihlein presented his report to the Board. The Board needs to consider engaging in more comprehensive long-range planning, starting next year. What would you like the Township to look like in twenty-five years?
 - E. **EMS Report/Fire Services:** Chief Ibberson presented his report to the Board. Fire services participated in National Night Out and active shooter training at Steel-High. Breast cancer awareness shirts are now for sale.
Chief Joel Hocking of Community Life Team presented his report to the Board. There were 298 total calls, Life Team responded to 264 calls, mutual aid was received 34 times. Average response time for Class One calls is 9 minutes and 29 seconds. A new EMT Academy begins on November 28, applications are still being accepted. They also participated in the active shooter training at Steel-High.
 - F. **Director of Public Safety Report:** Director of Public Safety Reider presented his report to the Board. The chicken BBQ fund raiser for the K-9 Fund was successful. Director Reider commended Station 91 for their appearance at the chicken BBQ. The active shooter training at Steel-High was very successful. He mentioned the shooting incident at WalMart and commended police departments from surrounding jurisdictions and the State Police who responded. We are fortunate to have strong mutual aid agreements and good cooperation from surrounding departments. He was very proud of the officers who acted so professionally during the incident. Registration is now open for the 5K Hero Run on Sunday, November 6 at 9:00 a.m. at the Harrisburg Mall.

Platinum Preowned held a golf tournament to benefit the K-9 Fund, they donated \$13,500 to the fund.

G. **Notification of Zoning Hearing for Stephen Lenkevich:** There will be a Zoning Hearing on October 13 at 7:00 p.m. for Stephen Lenkevich to construct an addition to an existing building.

13. **Consideration of Ordinance: Authorizing Sale of Note and Incurrence of Debt Used to Finance Capital Project for Improvements to Spring Creek System Including Stormwater Sediment Reduction and Payment of Costs and Execution of Ancillary Documents:**

Commissioner Tuckey made a motion to authorize the sale of note and incurrence of debt used to finance capital project for improvements to spring creek system including stormwater sediment reduction and payment of costs and execution of ancillary documents. Vice President Varner seconded the motion. Motion carried unanimously. This is Ordinance 2022-05.

14. This item was removed from the agenda; however, Chris Bishop of PPL addressed the Board regarding the proposed easement agreement.

15. **Consideration of Resolution: Trunk or Treat Banner for Derry Street:** Commissioner Boudier made a motion to approve the hanging of a banner across Derry Street for the Trunk or Treat event at Vanatta park. Vice President Varner seconded the motion. Motion carried unanimously.

16. **Consideration of Resolution: Compost Facility Agreement with Lower Swatara Township and Republic Services:** Commissioner Tuckey made a motion to approve the compost facility agreement with Lower Swatara Township and Republic Services. Vice President Varner seconded the motion. Commissioner Ellis asked why Republic Services was included in this agreement. Director Webb said it was an insurance issue because they are taking their trucks into the compost facility. She feels the price in the agreement is low, she would like to negotiate with Republic to haul yard waste into the compost facility. Director Webb would like to take a look at the price commercial haulers are paying for annual permits. A roll call vote was taken.

Commissioner Ellis	No
Commissioner Boudier	No
Commissioner Zubeck	Yes
Commissioner Tuckey	Yes
Commissioner Varner	Yes

Motion Carried.

Commissioner Tuckey said this is not any different than what has been going on for the last couple of years. President Zubeck said this agreement is 30% higher than previous years. Commissioner Tuckey said the numbers are fair, municipalities cannot afford to pay a lot of money for yard waste.

MINUTES

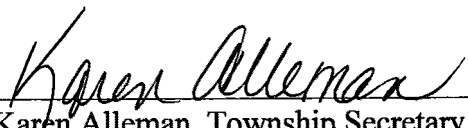
SWATARA TOWNSHIP

REGULAR MEETING II

SEPTEMBER 14, 2022

BOARD OF COMMISSIONERS

17. **Approval of AZAVAR Cable Franchise Audit Agreement:** Vice President Varner made a motion to approve the AZAVAR cable franchise audit agreement, seconded by Commissioner Tuckey. Motion carried unanimously.
18. **Visitors Requests and Comments:** None
19. **Possible Stormwater Violations:** None
20. **Commissioners Requests and Comments:**
 - A. **Commissioner Ellis:** Congratulated Deputy Chief Stauffer. A basketball hoop is going to be installed at Enhaut Park tomorrow. She thanked the recreation department for installing the hoop. A self-defense class will be held on October 1, registration is closed, but another class will be held in the near future.
 - B. **Commissioner Boudier:** No comments this evening.
 - C. **Commissioner Tuckey:** Thanked everyone for coming out this evening.
 - D. **Vice President Varner:** No comments this evening.
 - E. **President Zubeck:** For clarification, the dates of compost facility agreements are as follows: City of Harrisburg – January 2021, Paxtang – April 2020, Penbrook – January 2021, Highspire – October 2020, Steelton – January 2021 and Lower Swatara – September 2022. Thanked everyone who attended the September 11 ceremonies. Thanked the volunteers at the chicken BBQ. Read an email from School Board Member Beth Sviben thanking the township for placing the Swatara Middle School signals into operation. Thanked John Cassatt for providing the self-defense class on behalf of Swatara Karate.
21. **Adjournment:** Commissioner Tuckey made a motion to adjourn the meeting at 8:54 p.m., seconded by Commissioner Ellis. Motion carried unanimously.


Karen Alleman, Township Secretary

SWATARA TOWNSHIP
COUNTY OF DAUPHIN
COMMONWEALTH OF PENNSYLVANIA

TREASURER'S REPORT

TREASURER : James R. Fosselman

August 2022

	BEGINNING BALANCE	RECEIPTS	DISBURSEMENTS	ENDING BALANCE
GENERAL FUND	\$1,798,675.54	\$1,450,547.17	\$1,496,944.55	\$1,752,278.16
GENERAL PAYROLL	\$57,979.34	\$958,463.98	\$642,225.10	\$374,218.22
GENERAL FUND	\$1,856,654.88	\$2,409,011.15	\$2,139,169.65	\$2,126,496.38
FIRE FUND	\$1,166,063.27	\$6,338.68	\$300,583.28	\$871,818.67
FIRE RESERVE	\$302,640.62	\$586.14	\$0.00	\$303,226.76
FIRE PROTECTION FUND	\$1,468,703.89	\$6,924.82	\$300,583.28	\$1,175,045.43
DEBT SERVICE FUND	\$911,092.81	\$6,957.54	\$0.00	\$918,050.35
SWATARA AMBULANCE EMS FUND	\$45,158.72	\$334.16	\$0.00	\$45,492.88
LIQUID FUELS FUND	\$795,557.32	\$1,319.84	\$62,438.28	\$734,438.88
CAPITAL RESERVE FUND	\$3,586,531.42	\$6,839.89	\$0.00	\$3,593,371.31
CAPITAL PROJECTS FUND	\$19,466,113.49	\$37,618.58	\$15,625.97	\$19,488,106.10
POLICE BOOKING	\$3,058.02	\$135.66	\$0.00	\$3,193.68
POLICE DONATIONS	\$8,764.78	\$348.32	\$1,545.00	\$7,568.10
POLICE 5K RUN	\$2,236.16	\$5,424.83	\$0.00	\$7,660.99
POLICE FEDERAL FORFEITURE	\$499.19	\$0.15	\$0.00	\$499.34
POLICE DA	\$4,639.70	\$0.50	\$4,000.00	\$640.20
POLICE K-9	\$54,948.75	\$13,146.72	\$0.00	\$68,095.47
FIRE DONATIONS	\$1,356.29	\$0.40	\$0.00	\$1,356.69
SPECIAL FUNDS	\$75,502.89	\$19,056.58	\$5,545.00	\$89,014.47
SIDEWALK ESCROW	\$53,491.15	\$15.90	\$0.00	\$53,507.05
RECREATION	\$27,037.75	\$8.03	\$0.00	\$27,045.78
OLDS RESERVE	\$34,193.37	\$1,295.26	\$1,675.25	\$33,813.38
COVID-19 ARPA GRANT	\$35,595.04	\$10.50	\$0.00	\$35,605.54
GROWING GREENER GRANT	\$12,855.52	\$3.82	\$0.00	\$12,859.34
TOTAL FUNDS	\$28,368,488.25	\$2,489,396.07	\$2,525,037.43	\$28,332,846.89

ALL ABOVE MONETARY ACCOUNTS HAVE BEEN RECONCILED WITH BANK STATEMENTS AS OF AUGUST 31, 2022 AND TRULY REFLECT THE BALANCES AS OF THAT DATE

JAMES R. FOSSELMAN, FINANCE DIRECTOR and TREASURER