

MINUTES

REGULAR MEETING II

SWATARA TOWNSHIP

MARCH 8, 2023

BOARD OF COMMISSIONERS

1. **Call to Order**: President Zubeck called the Regular Meeting II of the Swatara Township Board of Commissioners to order at 7:00 p.m. Wednesday, March 8, 2023. 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**
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, Deputy Chief Tom Stauffer, Director of Planning and Zoning Robert Ihlein, Director of Public Works Todd Webb, Fire Chief Mike Ibberson and Secretary Karen Alleman.
5. **Announce Executive Session**: An executive session was held to discuss employment and litigation issues.
6. **Visitors Requests and Comments**: None
7. **Motion to Approve Agenda**: Commissioner Boudier made a motion to approve the agenda, seconded by Commissioner Tuckey. Motion carried unanimously.
8. **Motion to Approve Items on Consent Agenda**: Commissioner Tuckey made a motion to approve the consent agenda, seconded by Commissioner Varner. Commissioner Ellis asked what year the gaming grant request was for and if the Township was giving them a letter of support, or a co-applicant letter. The gaming grant request is for the 2023-24 cycle, the Township will be supporting them with a co-applicant letter. The motion carried unanimously.
 - A. Monthly Departmental Reports
 - B. Committee Reports
 - C. Codes Report
 - D. Capital Area Greenbelt Association Request for Fire Police at Tour de Belt on June 4
 - E. Saint Catherine Laboure Request for Co-Applicant Letter for Gaming Grant
9. **Consideration of Minutes: March 1, 2023**: Commissioner Tuckey made a motion to approve the March 1, 2023, Regular Meeting I minutes, as presented, seconded by Commissioner Ellis. Motion carried unanimously.

10. Reports

- A. **Manager's Report:** No report.
- B. **Treasurer's Report:** Commissioner Tuckey made a motion to approve the February 2023 Treasurer's Report as presented, seconded by Commissioner Varner. Motion carried unanimously.
- C. **Solicitor's Report:** Solicitor Hall discussed the following: 1) The Norfolk Southern tax appeal case has been scheduled for trial in July. 2) A recent trial was held regarding the Walmart property for a tax appeal matter. A decision has not been received yet. 3) In regard to Norfolk Southern litigation involving stormwater, Norfolk Southern has filed a counter claim, claiming they are not subject to the stormwater fee based upon the West Chester Case. We are awaiting a decision on the motion to remand to bring it back to Dauphin County Court of Common Pleas.

The Regular Meeting II of the Board of Commissioners recessed at 7:15 p.m. for a public hearing for Inter Municipal Liquor License Transfer of Tri-State UPA, LLC, 1002 Jefferson Drive, Middletown, PA. The Regular Meeting II of the Board of Commissioners reconvened at 7:18 p.m.

Consideration of Resolution: Inter-Municipal Liquor License Transfer for Tri-State UPA, LLC: Commissioner Varner made a motion to approve the Inter-Municipal Liquor License Transfer for Tri-State UPA, LLC. Commissioner Tuckey seconded the motion. Motion carried unanimously. This is Resolution R-2023-17.

- D. **Swatara Rising Comprehensive Plan:** Director Ihlein presented his report to the Board. PennDOT is driving a lot of things in the Township lately, the Route 322 and Chambers Hill interchange may be bid early next year. The I-83 and Eisenhower Interchange is causing some spin-off land development such as the Faulkner organization on Paxton Street. He has met with two additional affected property owners who are working hard to find suitable properties to remain in the Township. Sixteen applications just came in for demolition permits, mostly residential around 29th and Wayne Streets and 42nd and York Streets, south of Derry. Properties should be removed within the next month.
- E. **Fire Services/EMS Report:** There was no report this evening. Fire Chief Ibberson had to leave to respond to an emergency call.
- F. **Public Safety Report:** Deputy Chief Stauffer presented his report to the Board. A Senior Fair will be held on April 26 from 10 a.m. to 2 p.m. at the LCBC Church on Chambers Hill Road. Coffee With a Cop will be held tomorrow at 9 a.m. The Police Department's Annual Report is available.

11. Consideration of Resolution: Installation of Stop Signs at Poplar and Cypress:

Commissioner Tuckey made a motion to approve a stop intersection at Poplar Street and

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Cypress Street, east and west. Commissioner Ellis seconded the motion. Motion carried unanimously. This is Resolution R-2023-18

12. **Consideration of Resolution: Installation of Speed Limit signs on Davids Road and Gaynor Lane:** Commissioner Boudier made a motion to install 25 MPH speed limit signs on Gaynor Lane between Chambers Hill Road and Davids Road, seconded by Commissioner Ellis. Motion carried unanimously. This is Resolution R-2023-19
13. **Consideration of Resolution: Steelton Community Cats Trap Neuter and Release Program:** Commissioner Ellis made a motion to initiate a cooperative effort for a trap neuter and release program with Steelton Community Cats, seconded by Commissioner Tuckey. Motion carried unanimously. This is Resolution R-2023-20
14. **Subdivision/Land Development Plans:**
 - A. **Announcement of Zoning Hearing for PA American Water Company:** Director Ihlein Announced a Zoning Hearing will be held on Wednesday, March 22 for PA American Water Company to erect a small storage building on their property at Reservoir Road and Kelker Street.
15. **Visitors Requests and Comments:**
 - A. **Lisa Neiter, 6140 Hocker Drive:** On February 16 Judge Dowling overruled the opponents appeal and the decision of the Zoning Hearing Board was affirmed regarding the Smith Land Development Mushroom Hill warehouse appeal. She thanked everyone involved for their hard work that paved the way for this decision. Solicitor Hall said Smith Land Development has appealed the decision.
 - B. **Beth Sviben, 1371 Dayton Road:** Asked for an update on the Highland Street sidewalk project by Swatara Middle School. Public Works Director Webb will review the matter and let her know.
16. **Possible Stormwater Violations for Investigation:** Nothing at this time.
17. **Commissioners Requests and Comments:**
 - A. **Commissioner Ellis:** Wished her brother, Jordan, a Happy Heavenly Birthday and asked everyone to be kind to everyone they encounter. Upcoming recreation events: annual egg hunt on April 1 at Ivy Ridge Park, movie night on June 17 at Ivy Ridge Park, National Night Out on August 1 at Vanatta Park, movie night on August 26 at Vanatta Park, Halloween Walk Through on October 26 at Vanatta Park and the annual tree lighting will be held on December 5 at the municipal building. Wished a Happy International Women's Day to the women in the audience.

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- B. **Commissioner Boudier**: Thanked Lisa Neiter for the update. Expressed his condolences to the Connolly family.
 - C. **Commissioner Tuckey**: Reminded everyone of the Chambers Hill Fire Company fish fry's, through March 31 from 4:30 to 7:00 p.m.
 - D. **Commissioner Varner**: Nothing this evening.
 - E. **President Zubeck**: Reminded everyone of Coffee with a Cop tomorrow at 9:00 a.m. Expressed her condolences to the Connolly family.
9. **Adjournment**: Commissioner Tuckey made a motion to adjourn the meeting at 7:45 p.m., seconded by Commissioner Ellis. Motion carried unanimously.


Karen Alleman, Township Secretary