

Londonderry Township Board of Supervisors

September 5, 2006

The Londonderry Township Board of Supervisors held their regular scheduled Board meeting on Tuesday, September 5, 2006 at the Municipal Building, 783 S. Geyers Church Road, Middletown, PA 17057 beginning at 7:00 p.m.

Present:

Ronald Kopp, Chairman, Board of Supervisors
William Kametz, Member, Board of Supervisors
Daryl LeHew, Member, Board of Supervisors
Andy Doherty, Member, Board of Supervisors
Steven Letavic, Township Manager
James Jenkins, Township Assistant Secretary/Treasurer

Items Addressed:

1. **Salute the Flag**
2. **Citizen's Input**
Horace Harden
Shirley Shaul
Scott Trowbridge
Jared Johns
Dorothy Johns

Executive Session for Legal issues 7:05 pm. Regular Meeting started again at 7:15pm.

3. **Managers Report** – Mr. Letavic
-Portabella's Liquor License objection – Justin Nicholson
Mr. Nicholson made his case known again to the Board and gave his reasoning's to remove the objection to the liquor license filed with the PLCB. There was some discussion about what happens if the objection is pulled, if a hearing would still happen. Mr. Letavic stated that to the best of his knowledge if the Township pulled their objection there would be no hearing. Mr. Nicholson stated he was under the same understanding as Mr. Letavic. Based on this:

Supervisor LeHew made a motion to continue the objection of the License.
Supervisor Kametz seconded motion, motion carried

School Heights Village – Mr. Gary Roeder
Mr. Roeder gave a summary to the Board of where he believes this issue is and asked the Board for direction on what to do next, continue with proposed on lot water & sewer or go in another direction. There was more discussion about this project with the Board wanted to see and answered some questions the Board had. The one question that was asked was who was responsible if the local wells did

fail to work. It was made clear that it was the developers responsibility if this should occur and Mr. Roeder stated they would take care of any and all situations.

Supervisor Kametz made a motion to approve the proposed plan for School Heights Village, to have on site water and sewer plants provided by American Water. This is contingent on approval of review of the financial statements of American Water. Supervisor LeHew seconded motion. Three Ya's & one Na. Roll Call: Supervisor Kametz – ya, Chairman Kopp – Ya, Supervisor LeHew – Ya, Supervisor Doherty – Na.

NIMS Resolution – Mr. Letavic presented Resolution 2006-2 which implements the National Incident Management system.

Supervisor LeHew made a motion to approve Resolution 2006-2, Supervisor Doherty seconded motion, motion carried.

4. **Treasurer's Report** – Jim Jenkins
Mr. Jenkins asked for the approval of payment of invoices from the General fund, Golf Course, and Liquid Fuels fund in the following amounts:
General Funds: \$ 57,510.42
Golf Course: \$ 56,312.14
Liquid Fuels: \$146,886.82

Supervisor LeHew made motion to approve funds for payment of invoices, Supervisor Doherty seconded, motion carried.

Mr. Jenkins gave the Profit & Loss for the month of August for the Golf Course. The YTD net gain was, \$ 39,529.57 and the net gain, within the same time period, in '05 YTD were, \$30,586.50. This is an increase of, \$8,943.07.
Mr. Jenkins presented the Board with Resolution 2006-1, the winter services agreement with PA DOT, for their approval.

Supervisor LeHew made motion to approve Resolution 2006-1, Supervisor Doherty seconded motion, motion carried.

Lastly, Mr. Jenkins, as an appointed Board Member of GMEDC, let the Board members know of an event that GMEDC was having. This is Autumn Fest and it will be held Saturday, September 23, 2006 from 11:00am – 7:00pm.

5. **Zoning & Codes** – Jim Foreman

BUILDING PERMIT REPORT

FOR THE MONTH OF

AUGUST 2006

Building Permits issued	9
Zoning Permits issued	11
Estimated construction cost	\$496,799.00
Zoning Permit Fees collected	\$550.00
Building Permit Fees collected	\$5343.00
Year to date Est. Construction Cost	\$4,335,027.00
Year to date Zoning Permit fees	\$2700.00
Year to date Building Permit fees	\$45,913.00
Building Permits finalized	3
Total estimated construction cost	\$15,000.00

Mr. Foreman also stated that Bright Hope Fellowship requested to release their escrow funds. Mr. Foreman stated they asked for \$41,900 to be released, but he must check with Mr. Becker to make sure all their requirements have been met. Mr. Shellenhamer made a request that before the funds are released they be required to have a nocks box installed.

Supervisor Doherty made motion to release funds, as requested by Mr. Becker, with the addition of a nocks box, Supervisor LeHew seconded motion, motion carried.

6. **New Business**

Citizen Input – Horace Harden

Mr. Harden asked for an update on the 230 dinner.

Mr. Foreman stated that right now we are at the mercy of the Judge in the case and there is not must else that we as the Township can do but wait.

Mr. Harden also asked about the clean up of the Swatara Creek bridges, who is doing it and how it is coming along. Supervisor LeHew answered this question by stating it was the state doing the job and they are proceeding with this project.

Shirley Shaul – resident across street from Crestview mobile home park, she is disgusted with what is going on in the park. She gets her water supplied by Crestview Village and she brought a sample of it with Her to let everyone see how undrinkable it really is. She has to buy bottled water and does not drink her own water. Ms. Shaul also presented the Board a petition to work with the Middletown police to patrol Crestview Village area. The petition had 57 signatures on it, they were all residents of the park.

Chairman Kopp – asked Mr. Letavic to give an update on what is going on from our point of view. Mr. Letavic stated that he and Mr. Foreman are working with many agencies, State Police, DEA, and other Agencies to help protect the residents and clean up this park. Chairman Kopp stated that a lot of activity is going on at night and not while the State Police are doing their rounds. We are very aware of this situation and we are trying to do our best to get help out there. Ms. Shaul stated that she was going to keep coming to these meetings until something is done about all these things. Why can we not work with the Middletown Police department and have them patrol Crestview after dark? Supervisor Doherty asked if we could direct the manager to contact the Middletown and Derry Township Police department to see what we can do to help with this situation. There was some discussion about that topic and Mr. Letavic stated that He would be more than happy to make those contacts and find out what the Township might be able to do with regards to other police departments. He also stated he would have an update for the next Board meeting, Ms. Shaul stated she would be here for that meeting. Supervisor Doherty asked Mr. Foreman if we could not report the water issue to DEP and have them follow up on that issue. Mr. Foreman stated that yes he will make that call tomorrow morning. Chairman Kopp told Ms. Shaul to make sure to report all code infractions to Mr. Foreman and he will get out and look at each and everyone.

Scott Trowbridge - Crestview Village resident, stated that his home is in disarray and he complains to the park manager and nothing is ever done. He also stated that Earl Defrane, the park manager, does not know what he is doing and he will come at all hours of the night to fix things, is there anything that the Township can do? Chairman Kopp stated again that we are aware of the conditions out there and we are working extremely hard on getting them fixed. We are doing this both from the Code Violation side and the legal side as well. Supervisor Doherty stated if there are code violations within the dwelling can we do anything about that. Chairman Kopp stated that Mr. Foreman can not go into the home. Mr. Foreman stated that he has never gone inside for violations, only outside violations. Chairman Kopp stated that whatever the Ordinance allows us to do we are going to do. If there are things that the residents are seeing the office here at the Township is open daily Monday – Friday 8:30am – 5:00pm, and you can come in and file a complaint and it will be checked out. Mr. Trowbridge stated that Mr. Nolt was approached by someone to purchase the park from him, is there anything the Board or the Township can do to force him to sell. Mr. Letavic answered with a resounding NO, we can not force anyone to sell their private property if they do not want to.

Jared Johns – Brought pictures of under the trailers and from around the park to show just how bad things are. He stated people are afraid of being kicked out or “punished” for talking to anyone about the conditions in some of the trailers. He also stated that he is in court right now with the park manager and he is being threatened because he is speaking up. Chairman Kopp asked Mr. Foreman if there is anything that we can do about these threats, Mr. Foreman stated nothing he can do, that would be a legal matter. Supervisor LeHew stated that we as a Board have heard the citizens of this Mobile Home Park and I feel that we as the Board need to do everything we can to remedy this situation as best we can. Mr. Letavic stated again he would continue to direct Mr. Foreman to keep looking at the violations, working with the State Police, DEA, and other agencies, and also get in touch with Middletown and Derry Township police departments and see what we might be able to do there.

Supervisor LeHew made motion to adjourn the meeting, Supervisor Doherty seconded, motion carried. Meeting adjourned 8:42 pm