

March 3, 2008

The East Lampeter Township Board of Supervisors met on Monday, March 3, 2008 at 7:30p.m. at the East Lampeter Township Office, 2250 Old Philadelphia Pike, Lancaster, PA 17602. The meeting was called to order by Mr. David Buckwalter, Chairman and was followed by the Pledge of Allegiance. Supervisors present were: Mr. David Buckwalter, Mr. G. Roger Rutt, Mr. Glenn Eberly and Mr. Michael Landis. Mr. John Shertzer was absent. Also present was Mr. Ralph Hutchison, Township Manager.

The following persons signed in as being present in the audience:

Irl and Lois Duling, 824 Stumpf Hill Drive, Lancaster, PA 17601  
Fred Daum, 2142 New Holland Pike, Lancaster, PA 17601  
Stacey Morgan, Esq., 221 E. Chestnut Street, Lancaster, PA 17601 representing  
Desmond Construction

Minutes of February 19, 2008 Regular Meeting:

Chairman Buckwalter indicated that copies of the minutes of the February 19, 2008 regular meeting were available for review. Chairman Buckwalter asked if there were any comments regarding the minutes as prepared. There were no comments. A motion was then made by Mr. Landis and seconded by Mr. Eberly to dispense with the reading of the minutes and approve the minutes as presented. The motion was passed by unanimous voice vote.

Bills:

Chairman Buckwalter then indicated that bills represented by various funds in the amount of \$171,278.04 were presented for payment, copies of which were available for review. He also indicated that included in this amount were checks for the budgeted purchase of playground equipment in the amount of \$12,374, quarterly contributions to the Township Fire Companies in the total amount of \$56,750 and quarterly contribution to the Lancaster Library in the amount of \$7,500. After review of the bills list, a motion was made by Mr. Rutt and seconded by Mr. Landis to approve payment of bills as listed in the amount of \$171,278.04. The motion was passed by unanimous voice vote.

2007 Officer of the Year Presentation – Officer Lisa Gehr

Chairman Buckwalter recognized Chief Bowman who introduced Mr. John Witmer, a representative of the Eastern Lancaster County Sertoma Club to present the award. Mr. Witmer then presented the 2007 Officer of the Year Award to Officer Lisa Gehr. Officer Gehr then introduced the members of her family who were in attendance.

Old Business:

- a. Request for Conditional Use Approval Time Extension – Desmond: Bird in Hand

Stacey Morgan, Esq. was in attendance to represent this request. She indicated that the Board had previously approved a one year time extension for this Conditional Use approval which was set to expire later in March. She further indicated that the required improvements have been designed and that permits have been applied for. She also stated that it is anticipated that the project will be put out for bids shortly and that construction would begin in the fall of this year and should be completed before March of 2009.

After a brief discussion, Mr. Eberly made a motion to approve of a one year time extension for this conditional use decision which will expire on March 7, 2009. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

- b. Request for Financial Security Reduction – Keystone Wood Products: Old Philadelphia Pike

Mr. Hutchison indicated that the applicant had requested a full release of the financial security posted for this project but that the Township Engineer identified some areas of erosion that needed to be repaired. The Township Zoning Officer, Mr. Young therefore has recommended that the Board release most of the funds but retain ten percent in order to motivate the applicant to address the areas of erosion. Mr. Landis then made a motion to approve of a reduction to the financial security for Keystone Wood Products as recommended by the Township Zoning Officer. The motion was seconded by Mr. Eberly and passed by unanimous voice vote.

- c. Request for Financial Security Reduction – 1901 Olde Homestead Lane

Chairman Buckwalter reviewed the Township Engineer's recommendation for reduction of this financial security. Mr. Eberly then made a motion to approve of the reduction of the financial security for 1901 Olde Homestead Lane as recommended by the Township Engineer. The motion was seconded by Mr. Rutt and passed by a vote of three in favor and one abstention. (Chairman Buckwalter abstained due to his employment relationship with the applicant)

- d. Request for Financial Security Release – Sonic Restaurant: 2223 Lincoln Highway East

Chairman Buckwalter reviewed the Township Engineer's recommendation for release of this financial security. Mr. Eberly then made a motion to approve of the release of the financial security for the Sonic Restaurant project. The motion was seconded by Mr. Rutt and passed by a vote of three in favor and one abstention. (Chairman Buckwalter abstained due to his employment relationship with the applicant)

New Business:

None.

Other Business:

- a. Consideration of Bids for Mowing Services at Township properties: 2008 – 2010

Mr. Hutchison indicated that bids for these services were publicly opened and read on Wednesday, February 27, 2008 and that four bids were received. He further stated that the low bid was submitted by Joel Metzler for a total contract cost of \$127,890 which was substantially less than the other three submitted bids. He also indicated that Mr. Metzler has been the Township's contractor for these services for a number of years and that Township staff recommends that the contract be awarded to Joel Metzler for the low bid amount of \$127,890.

There was some discussion among the Board members regarding the difference in the bid amounts and Mr. Metzler's ability to complete the work for the amount bid. Mr. Duling asked if there was an escalation in the annual cost included in the bid. Chairman Buckwalter indicated that the bidder's all had the opportunity to indicate what their price would be for each year of the contract.

A motion was then made by Mr. Eberly to award the contract for mowing services for 2008 through 2010 to Joel Metzler for the low bid amount of \$127,890. The motion was seconded by Mr. Landis and passed by unanimous voice vote.

- b. Appointment of Zoning Hearing Board Alternate – Mr. Walt Siderio

Chairman Buckwalter asked Mr. Hutchison to explain how this vacancy came about. Mr. Hutchison indicated that Mr. Ralph Masten, who was a member of the Zoning Hearing Board, passed away last fall and Mr. David Petrisek who was at the time a Zoning Hearing Board Alternate was appointed to fill out Mr. Masten's term. Mr. Petrisek's position as an alternate then became vacant. Mr. Hutchison also indicated that the alternate position opening was advertised in the Township newsletter and that Mr. Walt Siderio responded with a letter indicating his interest and willingness to serve in the alternate position.

After a brief discussion, Mr. Eberly made a motion to appoint Mr. Walt Siderio to fill out the unexpired term of Mr. Petrisek as an alternate to the Zoning Hearing Board. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

- c. Discussion re: April 22, 2008 meeting conflict with Primary Election Polling Place

Chairman Buckwalter indicated that April 22 is the date of a regularly scheduled Board of Supervisors meeting as well as the date of the Pennsylvania primary election for which the Township meeting room is used as a polling place. He also indicated that the polling

place will need to be set up the day before the election so that it can be ready for when the polls open at 7 am on the twenty second, which will also impact the regularly scheduled Township Planning Commission meeting on Monday, April 21. He also noted that the Board's other meeting in April is scheduled for Monday, April 7. Mr. Eberly suggested that the Board reschedule the meetings and hold just one meeting in April on Tuesday, April 15. Chairman Buckwalter asked what the Township's advertising requirements are for giving notice of a meeting schedule change. Mr. Hutchison indicated that it would be required to be advertised one day before the changed dates but would need to be submitted to the newspaper two days in advance of the advertising date.

Mr. Hutchison then indicated that he would ask the Board to take two separate actions. The first action would be to either accept or reject the County's agreement to use the Township offices as a polling place for 2008 and the second would be to consider the rescheduling of the conflicting Board meeting if the agreement has been accepted.

Mr. Eberly then made a motion to approve of the agreement with the County for the use of the Township building as a polling place for 2008 and to reschedule the Board's April meetings to hold one meeting on Tuesday, April 15, 2008. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

- d. Recommendation to LIMC re: Appointment to Greenway & Parks Advisory Committee – Mr. Conrad Kasperson

Chairman Buckwalter asked if the Township Park Board had recommended that Mr. Kasperson be appointed to this position. Mr. Hutchison indicated that Mr. Shultz had served as the Township's representative to this committee when he was on the Park Board. He also said that the Park Board had discussed this issue at their February meeting and that Mr. Kasperson agreed to serve in this position.

Mr. Eberly then made a motion to recommend Mr. Conrad Kasperson to serve as the Township's representative to the LIMC Greenway & Parks Advisory Committee. The motion was seconded by Mr. Landis and passed by unanimous voice vote.

- e. Announcement of Conditional Use Hearing re: Warrington to be held in Township meeting room – Thursday, March 13, 2008 beginning at 7 pm

Chairman Buckwalter announced that the next scheduled meeting for the continuation of the Conditional Use hearing for the Warrington project will be held on Thursday, March 13, 2008 beginning at 7 pm and will be held in the Township meeting room. He then asked Mr. Hutchison if the date, time and place of the hearing will be advertised. Mr. Hutchison said that Solicitor Kraybill has arranged for the advertising of the hearing and that copies of the advertisement have been provided to the parties to the case.

Public Comment:

Lois Duling, 824 Stumpf Hill Drive shared a copy of a letter with the Board members which she received from a friend.

Adjournment:

A motion was made by Mr. Eberly and seconded by Mr. Landis to adjourn the meeting. The motion was passed by unanimous voice vote. The next regularly scheduled meeting is to be held on Tuesday, March 18, 2008 beginning at 7:30 pm.

Respectfully submitted,

Ralph Hutchison  
Township Manager