

May 5, 2008

The East Lampeter Township Board of Supervisors met on Monday, May 5, 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. Glenn Eberly, Mr. Michael Landis, Mr. G. Roger Rutt and Mr. John Shertzer. Also present was Mr. Ralph Hutchison, Township Manager.

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

Irl Duling, 824 Stumpf Hill Drive, Lancaster, PA 17601
John Blowers, 102 Strasburg Pike, Lancaster, PA
Mirna Alvarado, 12 Della Road, Lancaster, PA
Joe Majcher, 1805 Krystle Drive, Lancaster, PA
Ken Hornbeck, representing High Associates, Lancaster, PA
Karen Meck, 1617 Glenn Road, Lancaster, PA
Kurt Luckenbill, 524 Gralan Drive, Lancaster, PA
Mary Clinton, 295 W. Main Street, Leola, PA

Announcement of Executive Session

Chairman Buckwalter indicated that the Board of Supervisors held an executive session prior to the beginning of the meeting for the purpose of discussing matters of litigation.

Minutes of April 15, 2008 Regular Meeting:

Chairman Buckwalter indicated that copies of the minutes of the April 15, 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. Eberly and seconded by Mr. Landis to dispense with the reading of the minutes and approve the minutes as presented. The motion was passed by a unanimous voice vote.

Bills:

Chairman Buckwalter then indicated that bills represented by various funds in the amount of \$264,621.75 were presented for payment, copies of which were available for review. He noted that this amount included \$106,677.50 for a debt service payment, \$17,904.60 for the first quarter sewer transmission charges from LASA and \$14,175 for the 2007 annual audit. After review of the bills list, a motion was made by Mr. Shertzer and seconded by Mr. Rutt to approve payment of bills as listed in the amount of \$264,621.75. The motion was passed by unanimous voice vote.

Old Business:

- a. Time Extension for review and action – High Associates Land Development Plan #08-04: 170 Independence Court

Chairman Buckwalter recused himself from participation in this agenda item due to his employment in the High organization.

Vice Chairman Rutt Chaired the meeting for this agenda item. Mr. Ken Hornbeck of High Associates representing the applicant indicated that they would like to have additional time to continue working on their plan for this project and in particular on the design of the cul de sac improvement and storm water improvements in Independence Court. After a brief discussion, Mr. Eberly made a motion to accept the proposed ninety (90) day time extension for the Township's review and action on the land development plan for 170 Independence Court. The motion was seconded by Mr. Shertzer and passed by a vote of four in favor and one abstaining.

Chairman Buckwalter rejoined the Board at this time.

New Business:

- a. Time Extension for review and action - Weis Market Land Development Plan #08-03: 1631 Old Philadelphia Pike

No one was in attendance to represent this item. After a brief discussion, Mr. Eberly made a motion to accept the proposed time extension for the Township's review and action on the land development plan for Weis Markets to July 14, 2008 subject to the applicant providing a letter indicating this date, otherwise the time extension will end on July 7, 2008. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

- b. Time Extension for review and action – Smucker Properties Land Development Plan #08-06: 2715 Old Philadelphia Pike

No one was in attendance to represent this item. After a brief discussion Mr. Shertzer made a motion to accept the proposed sixty (60) day time extension for the Township's review and action on the land development plan for Smucker Properties, 2715 Old Philadelphia Pike. The motion was seconded Mr. Mr. Landis and passed by unanimous voice vote.

- c. Time Extension for review and action – D & E Property LLP Land Development Plan #08-07: 2969 Lincoln Highway East

No one was in attendance to represent this item. After a brief discussion, Mr. Landis made a motion to accept the proposed sixty (60) day time extension for the Township's review and action on the land development plan for D & E Property LLP, 2969 Lincoln

Highway East. The motion was seconded by Mr. Eberly and passed by unanimous voice vote.

Other Business:

- a. Consideration of Bids for the sale of used Fork Lift and Flat Bed Truck

Mr. Hutchison indicated that bids were received for the sale of the Township's used Fork Lift and Flat Bed Truck on April 16, 2008. He said that the high bid for the Fork Lift was received from Metzler Mowing in the amount of \$1,001.51 and that he recommended acceptance of this bid. He also indicated that the high bid for the Flat Bed Truck was received from T & W Traffic in the amount of \$4,500 but that he felt that this amount was lower than the actual value of the truck and therefore he could not recommend acceptance of that bid. He suggested that perhaps the truck could be sold at the County Auction for a higher amount.

After a brief discussion, Mr. Shertzer made a motion to accept the high bid of \$1,001.51 from Metzler Mowing for the sale of the Township's used Fork Lift. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

After additional discussion regarding the sale of the Flat Bed Truck, Mr. Landis made a motion to reject all of the bids for the Flat Bed Truck and to authorize the sale of the Flat Bed Truck at the County Auction subject to a reserve to be established by Township staff. The motion was seconded by Mr. Eberly and passed by unanimous voice vote.

- b. Resolution re: Safe Deposit Box for Computer Backup tapes

Mr. Hutchison explained that the Township staff proposed to rent a safe deposit box at M & T Bank for a cost of \$20 per year for the purpose of securing computer back up tapes at an off site location. After a brief discussion, Mr. Rutt made a motion to approve of the Resolution authorizing the use of a safe deposit box at M & T Bank. The motion was seconded by Mr. Landis and passed by unanimous voice vote.

- c. Request to use Township Roads for Bicycle Ride – September 26 & 27, 2008

Chairman Buckwalter indicated that this request involves the use a Township roads for a bicycle ride, not a race, by an organization from New York and that this same organization held a similar bicycle ride in 2007. Mr. Hutchison indicated that there were no problems with the ride held in 2007 and that the applicant would be providing the Township with insurance coverage for the event. After a brief discussion, Mr. Shertzer then made a motion to approve of the use of Township Roads for the requested bicycle ride to be held on September 26 & 27, 2008 as requested by Braking the Cycle. The motion was seconded by Mr. Landis and passed by unanimous voice vote.

- d. Resolution re: PA DOT reimbursement for expenses – Strasburg Pike / Millport Road

Mr. Hutchison indicated that the Board had adopted a similar resolution in 2007 but that PA DOT wanted to have one which authorizes the Township Manager to sign the agreement. After a brief discussion, a motion was made by Mr. Eberly to approve of the Resolution Authorizing the Execution of an agreement with PA DOT regarding the reimbursement of costs related to Township expenses for the improvement of the intersection of Strasburg Pike and Millport Road. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

Public Comment:

Mr. Joe Majcher, 1805 Krystle Drive, Lancaster, PA requested that the Board of Supervisors work with the CV Community Center and the other Township's in the CV Region to prevent the closing of the Community Center. He indicated that he felt that the Community Center provides important services to the Township's residents and that it should not be allowed to fail.

Mrs. Mary Clinton, 295 W. Main Street, Leola, PA also expressed her concern that the Community Center may be failing. She further indicated that she is particularly concerned with the loss of the summer recreation program which the Community Center has decided not to run for 2008. She also reviewed the history of the Community Center with the Board and the recommendations made by a study completed in 2000 and the CV Regional Comprehensive Plan completed in 2003. Mrs. Clinton also said that the Board of the Community Center had dwindled down to 3 members rather than the 11 members which previously ran the operations. She requested that the Supervisors appoint two (2) Township representatives to attend the monthly meetings of the CV Community Center Board. She said that she has made the same request of Upper Leacock and West Earl Townships. She indicated that the role of these Township representatives would be to advise the Community Center Board rather than to be members of the Board. She also said that the Community Center has stopped making their \$12,000 per month mortgage payments. She said that the Community Center Board was scheduled to meet on Thursday, May 8, 2008 in order to reorganize and that she hoped that the Townships representatives would be named shortly after that time so that they could participate at the next meeting scheduled for May 23, 2008. There was some discussion among the Board members and with Mrs. Clinton regarding the situation with the Community Center. There were no decisions made by the Board of Supervisors.

Mr. Kurt Luckenbill, 524 Galan Drive, Lancaster, PA asked the Board about the approval process for the Country Club Apartments project on Pitney Road. He expressed disappointment that this project would provide subsidized housing not far from his home and that there was no notice of this proposal provided to the community. Mr. Hutchison indicated that apartments are a use permitted by right under the zoning ordinance in that location and that no special notice or public hearing was required for it. Mr. Luckenbill

said that he hoped that he was being overly pessimistic about this project and that the close neighbors do not experience any problems with this project.

There were no other public comments.

Adjournment:

A motion was made by Mr. Eberly and seconded by Mr. Rutt to adjourn the meeting. The motion was passed by unanimous voice vote. The next regularly scheduled meeting is to be held on Tuesday, May 20, 2008 beginning at 7:30 pm.

Respectfully submitted,

Ralph Hutchison
Township Manager