

**MT. PLEASANT TWP. BOARD OF SUPERVISORS' MEETING OF FEBRUARY 25, 2015**

The meeting of February 25, 2015, was called to order at 7:00 p.m. by Chairman Farner with the Pledge of Allegiance to the Flag. Those present were: Gary Farner, Chairman (GF), Dencil Backus, Vice-Chairman (DB), Brian Temple, Supervisor (BT), Neva Stanger, Solicitor (NS), Larry Chome, Zoning Officer (LC) and Mary Ann Stevenson, Manager/Secretary (MS).

**Executive Session:** GF announced that there was an executive session held on 2/11/15 regarding personnel issues.

**Public Comments and Comments Regarding the Agenda:**

Rick Walsh announced his partnership with Hickory Telephone Company creating a community television station and asked for board support in having sunshine compliant meetings recorded. He requested a longer 15 year contract after the 3 month trial period. He added there would be cost sharing of the camera after the 3 month trial period.

Tracy McDonald Kemp introduced herself and announced she was running for Magisterial District Judge (the position vacated by Valarie Costanzo) and asked for support at the primary election on May 19<sup>th</sup>.

Leonard Merigo complained about Meadow Ave. that has a lot of garbage piling up (163-164) and Dogwood St. that has a fence up near the road that makes it too dangerous to see. LC was instructed by the board to look into this.

Beverly King complained about Westland needing cleaned up and there are too many cats and stray dogs.

Don Reed questioned the Township's position with respect to John Smith. GF stated he had no response at this time.

Bill Forrest complained about activity at the Cowden Well Site after 7 pm which is against the hours of operation in the ordinance and continued activity at the Cowden Impoundment which is currently under NOV's. Mr. Forrest would like the Township to enforce its ordinances. GF stated he had no response at this time.

Kim Staub complained about the Carter Impoundment's 24/7 activity (trucks, generators and lights) and the NOV's and asked why the township is not getting an injunction against Range to stop this. GF stated he had no answer at this time. BT stated he was trying to get a handle on all of this.

Steve Geyer complained about the condition of the road on Sawmill Lane. He said it has 4 houses on it and it is dangerous especially in the winter and has pot holes and he would like the township to take over the road. GF asked Bill Dinsmore if this was a private road and he confirmed that it was.

**Action Items:**

- A. **Reports:** BT motioned to accept the reports as given and DB seconded the motion. GF asked about a correspondence item regarding purchasing of excess furniture and supplies. MS stated that was for the purchase of surplus property through the state. The motion carried unanimously. The following reports, if any, were submitted for the Board's review and are on file at the Municipal Office:

Zoning Officer's Report – February, 2015  
Public Safety Report – 1/16/15 – 2/19/15  
Public Works Report – 1/17/15 – 2/19/15  
Planning Commission Minutes – 1/5/15  
Parks & Recreation Minutes – 1/12/15  
Municipal Authority Minutes – 1/7/15  
Midway Sewage Minutes – 1/6/15  
Cross Creek Valley Region Minutes – None  
Washington County Sewage Council Report – None  
MPT Volunteer Fire Dept. Reports – Call Log & Financials  
Treasurer's Report – January, 2015  
Correspondence for the period of – 1/16/15 – 2/19/15

**MT. PLEASANT TWP. BOARD OF SUPERVISORS' MEETING OF FEBRUARY 25, 2015**

- B. **Bills:** DB motioned to authorize the payment of the invoices for the period of 1/16/15 – 2/19/15 as presented and GF seconded the motion. The motion carried unanimously.
- C. **Minutes:** DB motioned to adopt the minutes of the January 5, 2015 organizational meeting and GF seconded the motion. BT abstained as not being a member of the board at that time. The motion carried.
- D. **Minutes:** GF motioned to adopt the minutes of the January 21, 2015 regular board meeting and DB seconded the motion. BT abstained as not being a member of the board at that time. The motion carried.
- E. **Easter Egg Hunt Disbursement:** DB motioned to approve the disbursement of \$2,000 to the Parks & Rec. Board for the Easter Egg Hunt and BT seconded the motion. The motion carried unanimously.
- F. **Extended Warranty:** GF motioned officially approve the addition of a 7 year / 250,000 mile extended warranty on the new Fyda Freightliner truck engine and DB seconded the motion. BT asked if repair work has to go to a certified dealer and GF stated it did, to Fyda. The motion carried unanimously.
- G. **Resolution 2015-E:** BT motioned to adopt Resolution 2015-E; a Resolution fixing the tax rate for hydrant assessments for 2015 and DB seconded the motion. The motion carried unanimously.
- H. **Resolution 2015-F:** DB motioned to adopt Resolution 2015-F; a Resolution fixing the tax rate for light assessments for 2015 and GF seconded the motion. The motion carried unanimously.
- I. **Dollar General Stormwater Agreement:** BT motioned to enter into an operating and maintenance agreement for stormwater management with Hickory DPP X, LLC (Dollar General) provided the escrow check is received (MS stated it was received) and GF seconded the motion. The motion carried unanimously.
- J. **Dollar General Developer's Agreement:** DB motioned to enter into a developer's agreement with Hickory DPP X, LLC (Dollar General) and GF seconded the motion. The motion carried unanimously.
- K. **CVLD, Phase IV Subdivision:** BT motioned to approve the Cherry Valley Lakeview Estates, Phase IV Subdivision changing from duplex lots to single family lots as permitted by the Conditional Use Hearing dated 9/24/14. LC presented the subdivision and being complete and stated the planning commission reviewed it and recommended approval. GF seconded the motion. The motion carried unanimously.
- L. **Police Collective Bargaining Agreement:** GF motioned to approve the Collective Bargaining Agreement with Teamsters Local 205 representing the Police Department for the term of 1/1/15 – 12/31/17 and DB seconded the motion. DB questioned Article VIII, Vacation, and that the last sentence is incomplete. The motion was amended by GF to include, subject to clarification of Article VIII, Section 1, Vacation. DB seconded the amended motion. The motion carried unanimously.
- M. **Hire Part Time Police Officers:** GF motioned to approve the request from Chief McQuillan to hire 3 additional part time police officers and DB seconded the motion. The motion carried unanimously.
- N. **Tax Collector's Hours:** DB motioned to approve the tax collector's 2015 hours as: May 5,7,13 & 15 and October 6,8,13 & 15 from 5:30 pm – 7 pm in addition to Saturday hours from 9 am – 11 am and BT seconded the motion. The motion carried unanimously.
- O. **Rescind of Motion:** GF motioned to rescind the motion from the organization meeting regarding the appointment of Gary Farner and Dencil Backus as co-supervisors in charge of the public works department and DB seconded the motion. BT abstained. The motion carried.
- P. **Supervisor in charge of Public Works:** DB motioned to appoint Brian Temple as the supervisor in charge of the public works department and GF seconded the motion. The motion carried unanimously.

**Discussion Items:**

1. Campbell Durrant Beatty Palombo & Miller, P.C. and attorney Chris Gabriel with respect to township labor issues. GF stated it was time to move on and get a fresh set of eyes. DB stated the public works department voted down the contract and Chris Gabriel has been working on this and it needs continuity that he provides. BT stated a fresh set of eyes is needed and it is time to move on. DB added that there was a tentative agreement and he has never heard why it was voted down and that very action could have resulted in the township filing bad bargaining charges against them. GF stated that was not necessary.
  - ▶ GF motioned to no longer use Chris Gabriel for township labor issues and BT seconded the motion. DB opposed the motion. Motion carried 2-1.

Unfinished Business:

1. Planning Commission vacancy. GF suggested having the planning commission members come up with a suggestion and BT agreed. GF suggested putting it on the website.
2. Township building cleaning - \$650 in budget for the year. GF stated he checked with Karen Fein and she stated she would do it for \$50 per month. MS stated as an employee she must be paid her over time rate.  
▶GF motioned to have Karen Fein clean the Township building on a monthly basis at her overtime rate and DB seconded the motion. The motion carried unanimously.

Additional Discussion Items:

1. GF stated the hiring of 3 additional part time police officers and with the full time officers getting over time because of the injured officer resulted in this not being budgeted for. GF suggested eliminating anyone going to the PSATS convention and use that money for the police budget. BT stated he'd pay for himself. Additional discussion was made regarding the down payments made on the hotels and conference fees paid and LC training paid for. GF stated he can wait and go next year. DB would like to look closer at the budget and stressed the importance of training and suggested looking elsewhere for the money.  
▶GF motioned in lieu of budget constraints, members of the Township that were going to the PSATS convention forego going this year and use the money toward funding the overtime for the police budget and for new part time employees unless there are substantial fees to cancel the convention. DB seconded the motion. *Public comment: Jane Worthington stated it is a mistake not going to the convention and that employees and supervisors need training and networking and the convention is an important piece of education. Paul Battista stated he agrees with the benefits of going to the convention and asked the board to look at other areas for money such as scrap items and vehicles and the money saved on legal fees from Range canceling their hearings. Bill Forrest agreed and stated he felt it was important to attend and asked the board to try and find a way. Roll call: GF voted yes. DB voted no. BT voted no. Motion failed 2-1.*
2. DB discussed the impoundments and the Cowden well site. He suggested scheduling an executive session with Chuck Means to identify the options per his memo for dealing with the impoundments. NS stated the board has received options (memo) from Chuck, in writing already and has been told those options. She agreed an executive session could be needed due to all of the moving parts but why pay Chuck his rate when he has given his advice numerous times. BT stated he read Chuck's memo and understands his rate but he would like to meet with Chuck just once. NS suggested going to his office. GF stated to set up the meeting.
3. GF stated the township was preparing new job descriptions and they were discussed below and may be revisited at the March meeting.  
Parks Seasonal Maintenance - add seasonal to the title on the final statement on the last page.  
EMT Firefighter – OK as drafted. BT confirmed that the fire chief approved it as well.  
Director of Public Works – GF stated he had no comments. BT stated he was not sure about the approval of the \$250 spending amount limit in case there is an emergency. GF agreed. MS stated this was to be a means to facilitate a discussion (IF in excess of \$250), to discuss the budget, other items that may need purchased soon, is there a revenue stream yet and it was not meant to deter a purchase in an emergency. No amount was discussed. Add the words “full time” to #16. BT asked why there is a Director of Public Works title and not just a full working foreman, someone that works with the other employees. DB stated that the director is a working supervisor. BT stated we are a small dept. and he didn't feel the crew needed someone to oversee them but to work alongside them. GF stated it makes more sense to have a foreman. DB stated he was unclear on what the difference was between a director and a foreman. BT stated there wasn't a difference other than the Township is not big enough to have a director of public works position. BT added that there should be 5 road crew employees and 1 is a foreman. DB stated he would need to see the job description first to see what changes there are between the two. BT stated he does not see much actual work being done with this job description and

**MT. PLEASANT TWP. BOARD OF SUPERVISORS' MEETING OF FEBRUARY 25, 2015**

road work needs done and it should be with 5 members with 1 foreman leading them. DB stated he still does not see what the difference is. GF suggested holding off on this issue for now. No decision was made.

Zoning & Code Enforcement – GF stated to combine items 1 & 2. BT asked how complaints are handled. There was discussion with LC on issuing a warning letter first and a citation as the last effort. DB asked about enforcing the hours of operation against the truck traffic and why it is not being enforced and why we have a lack of respect for the ordinances. LC responded that he is waiting for instruction from the BOS with respect to oil & gas issues. BT wanted added to #8 - relative to ZO, SALDO and nuisance ordinances. GF stated to add to #17 “and provide assistance as appropriate. GF stated to add to #25 “create new forms as needed”. GF stated to add must hold a valid and insurable driver’s license and must pass random drug and alcohol tests under required knowledge and skills. BT stated he would like this position to be the BCO like it was before. LC stated it was the continuing training that was the problem There was back and forth discussion on the cost verses benefits. LC stated recertification training is a week-long class in Enola at PSATS. BT stated we are losing permit fee revenue. LC stated that all permit/zoning fees still come to the township but he can’t issue the actual permit, K2 does that. GF stated if LC was the BCO he could issue the permit. There was no decision made regarding the BCO status.

Administrative Assistant – GF stated to add to #5 “as needed” and to remove #6. Leave #17 in the description. BT stated to add to #19 “per the resolution once it is adopted”.

Chief of Police – GF stated in the definition, the last sentence should be amended to read that the Chief reports directly to the Supervisor in charge of Public Safety but works collaboratively with the Township Manager. The same issue of the \$250 spending limit was discussed. GF stated possibly a \$500 limit. BT has concerns about items that are needed in an emergency. There was no revision or new amount made. BT stated to add to #14, “submits reports to the Board of Supervisors and the Township Manager”.

4. GF discussed the resolution adopting rules of order for the meeting and suggested revisiting the subject. He would like to see audio tapes kept for 6 months. No decision was made. He added he would also like to have a second comment period at the end of the meeting. The first one is for agenda items only and the last one is for all other comments. DB and BT had no issues with this. GF questioned the sign in sheet and thought it should be for people in attendance not just those who want to speak. NS stated the requirements are you have to state your name when speaking for the record. BT agreed that it would be helpful to have those speaking sign in as that is part of the record. It was agreed to keep the sign in sheet for only those wishing to speak. No other discussions took place.
5. BT stated at the 8/4/14 planning commission meeting it was recommended that the R-4 district of the zoning ordinance be amended and asked why it was not adopted. The board agreed to move it forward. NS stated that it fell through the cracks. MS stated she thought it was being adopted with the other zoning ordinance amendments. NS stated she will get the advertisement ready and will schedule a hearing.
  - ▶ BT motioned to advertise for a public hearing amending chapter 200, zoning, of the code of the Township of Mount Pleasant, to delete, modify and add certain uses permitted in the R-4 neighborhood core district and provide for severability and repeal of prior inconsistent ordinances. GF seconded the motion. There was no public comment. The motion carried unanimously.
6. BT thanked the Police Department and Officer Brewer for their finger printing program for the boy scouts.
7. BT stated he wanted more than 1 person attending the Dirt & Gravel Road Program to become certified other than Bill Dinsmore and it is free. GF suggested Micky Maga.
  - ▶ GF motioned to approve both Bill and Micky to attend the Conservation District Dirt, Gravel & Low Volume Road Maintenance Program and Grant Application Mandatory EMS Training and BT seconded the motion. There were no public comments. The motion carried unanimously.

**MT. PLEASANT TWP. BOARD OF SUPERVISORS' MEETING OF FEBRUARY 25, 2015**

**Second Public Comment:**

Paul Battista asked if public comment can be restricted to residents only and NS stated that there is case law that any citizen of the Commonwealth of PA can make public comment.

Don Reed suggested reading all of the reports out loud and it will take more time. NS stated it is not done that way. He also complained about Fort Cherry Road, which is a state road.

There was an unidentified person making comments about limiting the public comment time to 3 minutes. GF stated it will be limited to 3 minutes.

**Adjournment:** DB motioned to adjourn the meeting at 9:09 pm and GF seconded the motion. The motion carried unanimously.

Respectfully submitted,

Mary Ann Stevenson  
Township Secretary  
Mount Pleasant Township  
Board of Supervisors