

## MINUTES

### LEGISLATIVE MEETING – MARCH 15, 2023

The March 15, 2023 Legislative Meeting of the Lower Swatara Township Board of Commissioners was called to order at 7:00 P.M. by President Jon G. Wilt.

Roll call was taken, with the following officials in attendance:

- Jon G. Wilt, President
- Todd F. Truntz, Vice President
- Ronald J. Paul, Assistant Secretary
- Michael J. Davies, Commissioner (via Zoom)
- Christopher DeHart, Commissioner
- Zachary Border, Manager
- Jean R. Arroyo, Secretary
- Michael McAuliffe Miller, Eckert Seamans, Solicitor
- Shawn Fabian, HRG
- Dominic Visconti, Chief of Police

Residents and visitors in attendance: (see attached sign in sheet)

President Wilt welcomed everyone to the meeting and opened the floor for public comment.

#### AMENDMENT TO AGENDA:

Solicitor Miller suggested the Board amend the agenda to include under item 14H a motion to approve the entry of Sergeant Scott Young into the Deferred Retirement Option Plan (DROP) as of March 1. A motion was made by Vice President Truntz, seconded by Commissioner DeHart, to amend the agenda to include, under agenda item 14H, a motion to approve the entry of Sergeant Scott Young into the Deferred Retirement Option Plan (DROP) effective March 1, 2023. The motion to amend the agenda was unanimously approved.

PUBLIC COMMENT: None

#### APPROVAL OF MINUTES:

A motion was made by Commissioner DeHart, seconded by Vice President Truntz, to approve the Minutes of the March 1, 2023 Workshop Meeting. The motion was unanimously approved.

### PAYMENT OF BILLS:

A motion was made by Commissioner DeHart, seconded by Commissioner Paul, to approve the Payment of Bills – Warrant No. 2023-02. The motion was unanimously approved.

### TREASURER’S REPORT:

A motion was made by Commissioner Paul, seconded by Commissioner DeHart, to approve the Treasurer’s Report for February 2023. The motion was unanimously approved.

### PUBLIC SAFETY REPORTS:

#### Police Department

##### *Activity Report*

Chief Visconti provided a summary of the monthly statistics for February. There were 10 Part I crimes, 15 Part II crimes, 389 calls for service, 0 DUI arrests, 33 traffic citations, 1 non-traffic citation, and 26 warnings. There were 17 motor vehicle accidents, 6,445 patrol miles driven, 61 foot patrol minutes and 71 foot patrol minutes on the School District properties. There were 233.5 total overtime hours, and 40 total training hours. Co-responder stats included 5 new contacts, 4 follow-up contacts, and 3 mental health commits.

Commissioner DeHart asked the status of the new police vehicle. Chief Visconti stated that Officer Mallott will be doing the final inspection tomorrow. This Chevy Tahoe will be put in the rotation shortly afterwards. In response to a question from Commissioner Paul, Chief Visconti explained that all the current vehicles are in service except one detective vehicle which is having some radio issues.

#### Fire Department

Chief Taylor reviewed the Fire Department’s monthly statistics for the month. During the month of February there were 37 total calls. Number of responders for the month was 32, with an average of 6 personnel per response. Time in service was approximately 13 hours. There were 4 fire incidents, 1 overpressure/rupture/explosion/overheat/no fire, 7 rescue and EMS incidents, 1 hazardous condition incident, 2 service calls, 9 good intent calls and 13 false alarms. Mutual aid was provided to Highspire Borough (1), Hummelstown Borough (1), Londonderry Twp. (1), Middletown Borough (4), South Hanover Twp. (1), Steelton Borough (1), and Swatara Twp. (1).

Chief Taylor reported that the Fire Department received notice of a \$45,000 award from a Dauphin County Gaming Grant. He thanked the Board for its continued support in acquiring these grants which are being used to help pay down the tanker. In response to a question from Commissioner DeHart, Chief Taylor confirmed that the Fire Department also received \$15,000 from the state Fire Commission. This will go towards replacement of the inflatable boat and motor.

Vice President Truntz stated there have been some additional issues with the roof at the fire station. He referenced an approval last year from the Board to pay a certain dollar amount for these roof repairs, and stated he does not know if this amount has already been expended. If there are still funds left in the initial approval, he asked that a check be cut to reimburse the Fire Department. If not, there should be approval placed on the workshop agenda to approve that extra expenditure. He asked staff to verify what amount was previously approved.

Commissioner Paul asked the status of review of the lease with the Fire Department. Vice President Truntz responded that Fire Department Bill Leonard has appointed a committee to discuss this and there was a redline done of the lease that went back to try to funnel down some of the terms. Respective councils will also need to look over this.

#### ENGINEER'S REPORT:

Mr. Fabian referenced the Bryn Gweled Infrastructure Replacement Project and stated that the sanitary manhole replacements identified have now been included in the bid contracts for the project. The Hanover St./Meade Ave. Stormsewer Outfall Repairs' Project is almost ready to go to bid as well. The site design for the Richard L. Shireman Park was presented at the last Recreation Board Meeting. Comments were received and processed, and there is a new concept plan for the finalized site grading. The stormwater management design for this site is under preparation.

Mr. Fabian addressed the Woodridge Basin Tie-in project, and reported he had additional conversations with Solicitor Flower on some of the specifics. The Township is waiting to see the award contract for the Woodridge funds and how this affects what needs to be done for the Township's portion of the project. Commissioner DeHart asked if there will be a Woodridge portion and then a small Township portion. Mr. Fabian confirmed this is correct, and it needs to be determined whether there can be one contractor or if not, how the contractors will line-up their schedules.

Solicitor Miller stated that he had received an inquiry today from the Solicitor for Highspire Borough regarding the Rosedale Manor Stormwater project. Mr. Fabian stated the close-out of this project is on tonight's agenda. However, Highspire is most interested in the Hanover/Meade project, which is going to bid very soon. Solicitor Miller asked Mr. Fabian to send an email to he and Solicitor Flowers with more detailed information on this.

An update was provided on the FEMA Grant Support (Greenwood Cir., Hanover St., Meade Ave. stormsewer repair). FEMA has requested some edits to several cost estimates, and staff is working through those revisions right now. It is estimated that there will be about a four-month process from now until the money is obligated and an amount is officially awarded. This would line-up with construction schedule for Hanover and Meade. In response to a question from Commissioner Paul, Mr. Fabian confirmed that some of these funds will go towards the Greenwood Circle repairs.

#### MANAGER'S REPORT:

Mr. Border reported that he and Mr. Washinger met with the insurance company today to discuss re-establishing the Township's Safety Committee and implementing some training.

The Commissioners have been provided a draft of the updated park regulations and ordinance for review and future discussion. Solicitor Miller added that the intent is to pull the fees and the conduct sections out of the ordinance so this can be done by resolution. That way when changes are made it won't require advertisement of a new ordinance. Commissioner Davies asked the appropriate time for the Board to provide input. Solicitor Miller responded that the Commissioners are welcome to do so at any point in the process. Commissioner Davies stated he will meet with Mr. Border to discuss some minor concerns he has.

#### Future Meetings/Events:

March 23	7 PM	Planning Commission Mtg.
March 27	7 PM	Municipal Authority Mtg.
April 4	2 PM	Civil Service Commission Mtg.
April 5	7 PM	Board of Commissioners Workshop Mtg.
April 7	GOOD FRIDAY HOLIDAY – TWP. OFFICES CLOSED	

### COMMITTEE REPORTS:

Public Safety Committee: Commissioner Paul – no report

Budget and Finance Committee: Commissioner Davies – no report

Public Works Committee: Vice President Truntz reported that the crew has been cleaning inlets, filling potholes, etc.

Community Development: Commissioner DeHart – no report

Personnel Committee: President Wilt – no report

### UNFINISHED BUSINESS:

#### Authorization to advertise ordinance amending Zoning Ordinance

President Wilt stated his understanding that the Board will be tabling advertisement of an ordinance that would amend the Township Zoning Ordinance to adopt standards for large scale solar facilities in the Township. Solicitor Miller agreed that Solicitor Flower had met with staff to finalize their comments. It will now be presented to the Planning Commission at its meeting next week. He recommended tabling this item until that feedback is received. A motion was made by Commissioner Paul, seconded by Commissioner DeHart, to table authorization to advertise an ordinance amending the Township Zoning Ordinance to adopt standards for large scale solar facilities in the Township. The motion was unanimously approved.

#### Other Unfinished Business:

Vice President Truntz referenced previous discussion regarding a request from the Athletic Association to name the small t-ball field at Memorial Park after the late Dennis Fausey who was a great volunteer and supporter of the baseball association. They are proposing putting a sign on the backstop. The Board expressed no objection to this, and a motion was made by Commissioner Paul, seconded by Commissioner DeHart, to approve this request. The motion was unanimously approved. In response to a question from Mr. Border, Vice President Truntz confirmed the Athletic Association will take care of this sign. Solicitor Miller suggested that once the Athletic Association coordinates the date of installation with the Township, a resolution can be prepared.

Vice President Truntz referenced the request from the Lower Swatara Township Antique Automobile Association to have an informal car show and food trucks at the Old Reliance Park on June 24. There was discussion with Chief Visconti and Mr. Border to close some of the roads

in this area during that time period. Mr. Border stated he plans to put this item on the April agenda for Board approval.

#### NEW BUSINESS:

##### Contract Closeout Documents and Final Application for Payment No. 10F to DOLI

A motion was made by Commissioner Paul, seconded by Commissioner DeHart, to approve the remaining balance of \$8,837.60 for Application for Payment No. 10F to DOLI Construction Corp. and approval of the final project close out documentation. The remaining PP&L issue has been resolved that resulted in a short pay of this application for payment at the February 15, 2023 Legislative Meeting. The motion was unanimously approved.

##### Financial Security Adjustment #2 for Wilsbach Distributors

A motion was made by Vice President Truntz, seconded by Commissioner Paul, to approve Financial Security Adjustment #2 for Wilsbach Distributors, Inc. Distribution Facility PC#2019-02, in the amount of \$190,479 from \$190,479, leaving a balance of \$0 and releasing in full. A Post-Dedication Security amount of \$36,932 is recommended for dedicated items associated with the site. The motion was unanimously approved.

##### Monthly transfers

A motion was made by Vice President Truntz, seconded by Commissioner Paul, to approve the \$83,333.33 monthly transfer from the General Fund to the Capital Reserve Fund. The motion was unanimously approved.

A motion was made by Commissioner DeHart, seconded by Vice President Truntz, to approve the \$41,666.67 monthly transfer from the General Fund to the Recreation Development Fund. The motion was unanimously approved.

##### Proposal for Update of Township Personnel Policy

A motion was made by Vice President Truntz, seconded by Commissioner Davies, to approve a proposal from Eckert Seamans in the amount of \$2,000 for update of the Lower Swatara Township Personnel Policy. The motion was unanimously approved. Commissioner Paul suggested that staff be involved in this update to ascertain there are no discrepancies. Mr. Border agreed that this is his intention to have staff comment on the draft document.

Release of Cash Escrow for Lot #1 of Morgan's Run

A motion was made by Commissioner DeHart, seconded by Commissioner Paul, to approve a full release of cash escrow in the amount of \$1,121.56, leaving a zero balance, for Lot 1 of Morgan's Run, located along Morgan Drive. The motion was unanimously approved.

Quote for Deadly Weapon Protection

Solicitor Miller referenced a quote from EHD for Deadly Weapon Protection in the amount of \$4,600 for one million dollars in coverage or \$8,000 for three million dollars in coverage. He stated he believes the Township is already covered for this type of incident. Mr. Border explained that this is actually being recommended by the Township's insurance company. Solicitor Miller recommended the Board table this item until he can research this in more detail. A motion was made by Commissioner Paul, seconded by Commissioner DeHart, to table the quote from EHD for Deadly Weapon Protection in the amount of \$4,600 for one million dollars in coverage or \$8,000 for three million dollars in coverage. The motion was unanimously approved.

Entry of Sergeant Scott Young into the DROP

A motion was made by Commissioner Paul, seconded by Commissioner DeHart, to approve the entry of Sergeant Scott Young into the Deferred Retirement Option Plan (DROP) effective March 1, 2023. The motion was unanimously approved.

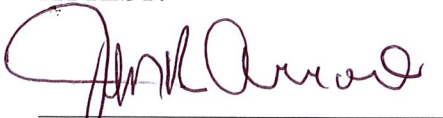
FINAL COMMENTS:

Commissioner Paul requested a brief executive session to discuss personnel and litigation matters.

ADJOURN AND CONVENE INTO EXECUTIVE SESSION:

Hearing no other comments, a motion was made by Commissioner DeHart, seconded by Vice President Truntz, to adjourn the meeting and convene into executive session. The meeting adjourned at 7:27 P.M.

ATTEST:



Jean R. Arroyo  
Township Secretary

**PLEASE PRINT NAME CLEARLY**  
**BOARD OF COMMISSIONERS'**  
**MARCH 15, 2023 LEGISLATIVE MTG. -- 7 PM**

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