

North Middleton Township Board of Supervisors May 3, 2018

The meeting of the North Middleton Township Board of Supervisors was held at the Township Municipal Building, 2051 Spring Road, Carlisle PA on May 3, 2018. Chairman Harry Kelso called the meeting to order at 6:00 p.m. Board members present were Vice Chairman Robert Reisinger, Supervisor James Hare, Supervisor Denise Gembusia, Manager Deborah Ealer, Police Chief Gary Carver and Recording Secretary Lori Coleman. Supervisor David Smith and Solicitor Mark Allshouse were not in attendance.

Visitors: see attachment.

Public Comment / Hearing of Visitors

Steve Kratz/Brad Bonner- Sunoco

Steve Kratz of Sunoco was before the board to discuss the issue of noise reported by residents in the Partridge Circle area. Mr. Kratz did speak with residents to explain he could not make the noise stop, but it will stop soon since they are 2-3 weeks from completing the drilling. Mr. Kratz indicated Sunoco is only running day shift at the location and they have faced regulatory hurdles and delays throughout the process. He greatly appreciated the Board of Supervisors patience with them. Mr. Kratz noted the 20" line is primarily done with the exception of two drills located in North Middleton and the 16" line is almost completed with the exception of the horizontal directional drills which they will come back to finish at a later date. No date has been set since they are reworking a lot of the information for DEP review. Mr. Kratz referenced a discussion with Ms. Ealer to install a curtain for noise mitigation when the crew returns back to complete the 16" line. Once he gets a better idea of timing, he will provide the Township with an update. Supervisor Hare inquired if the complaints from the residents were from vibrations or noise. Mr. Kratz noted it was a combination of both. The vibration was actually air wave and not ground vibration. He referenced attending a rock concert or standing next to a diesel truck as an example.

Supervisor Reisinger inquired why they wanted to utilize sound barriers on the next part of the project. He asked if Sunoco intended to run 24 hours. Mr. Kratz noted they would not be running 24 hours, and he recommended utilizing the sound barriers due to the complaints the township had received. He felt it would help mitigate some of the issues before they even start. Mr. Kratz stated Sunoco wanted to be a good neighbor. Supervisor Kelso asked if other areas were having similar issues. Mr. Kratz stated it varies by location and factors of the area. Supervisor Hare asked when the 20" pipe would go into service. Mr. Kratz noted the goal was June 1. Then, crews will begin the cleanup work followed by restoration. Supervisor Kelso asked if the 16" and 20" pipe would be side by side. Mr. Kratz noted they would be within the 50ft right of way. He added they have installed 36 of the 52 miles of the 16" pipe. Supervisor Kelso asked about the exact size of drilling completed for the 20" pipe. Mr. Kratz noted the pilot hole was about 30" which was contingent on the geology of the area, and for the 16" pipe the pilot hole was 24". Mr. Kratz appreciated the patience and understanding from the township since this was a large construction project. Overall, Mr. Kratz noted 95% of the mainline construction is completed on the project. The board thanked Mr. Kratz for the update.

Consent Agenda

- a. Meeting Minutes: 04/05/18 Action Meeting**
- b. Payment of the bills: 04/16/18; 04/30/18; 05/01/18**
- c. Tax Collector Reports: 2018- #5-8; Interim #34; March 2018 monthly report**

Supervisor Gembusia asked about the \$22,000 check made out to the Borough of Carlisle. Ms. Ealer explained the township collects an amusement tax which is split between the township and Borough of Carlisle since the fairgrounds is located in both municipalities. Supervisor Hare moved to approve the consent agenda items a through c, and Supervisor Gembusia seconded the motion. The motion carried.

Business of Township Officials**Township Manager**

- a. Financial Report**

Ms. Ealer presented the financial report to the board.
- b. April Report**

Ms. Ealer presented her April report to the board.
- c. Kim Lockwood- Recreation Board Member**

Ms. Ealer presented a letter of interest from Kim Lockwood for the vacant seat on the Recreation Board. Supervisor Hare verified she was required to complete the background check process. Ms. Ealer agreed. Supervisor Hare moved to appoint Kim Lockwood to fill the open Recreation Board seat, and Supervisor Reisinger seconded the motion. Supervisor Gembusia inquired when her term would expire. Ms. Ealer will provide an update at the next meeting. The motion carried.
- d. Street Light Request- 6 Cumberland Drive**

Ms. Ealer received a request from the resident at 6 Cumberland Drive for a street light to be installed in that area. She did check with PP&L and a street light could be installed. Ms. Ealer explained to the resident the street light tax and how the tax is based on your front foot assessment. Supervisor Reisinger asked if this was the only resident affected in the area. Ms. Ealer replied no. Ms. Ealer added the resident had already spoken with her neighbors and they supported the installation of a street light. Before proceeding forward, Supervisor Reisinger recommended the other residents be contacted explaining the tax. Ms. Ealer would contact the residents.
- e. Cavalry Road traffic light**

Ms. Ealer mentioned receipt of a draft letter from Gene Chabak. Ms. Ealer referenced a conversation with Mr. Chabak indicating the notification letter has to come from the township. Thus, Ms. Ealer completed the letter and sent it to Mike Keiser of District 8-0 and Brian Glass. Ms. Ealer suggested working it through the PA Connects program. The board discussed the need for a left turn lane at the intersection.
- f. Street light replacements**

Supervisor Reisinger questioned the surcharge involved if the street lights are updated to LED's. He referenced a conversation in which he was told the surcharge was via PP&L and not the state. Supervisor Hare noted the tariff was accepted by the state but proposed by PP&L. Since the township is already in a consortium, the rate would be higher and end up costing the township more money. If the tariff goes down and comparable to the current rate, then it might be an optimal venture to pursue. Supervisor Hare noted the tariff would be requested by PP&L and then forwarded to the state. Then, the state would

agree with the rate or adjust it. Supervisor Reisinger noted he would research the topic further.

Police Chief

a. April Report

Chief Carver presented his report to the board. Supervisor Kelso asked about the search for a part-time officer. Chief Carver noted it was in progress. Supervisor Gembusia inquired if the officers are reimbursed for the aggressive driving program. Chief Carver noted the officers are paid and the reimbursement is placed back into the fund. He added the officers cannot accept comp time, they must be paid. Supervisor Gembusia asked if the department received any other grants. Chief Carver noted the department is transitioning into the seatbelt grant.

Solicitor's Report: Mark Allshouse

a. April Report

Supervisor Kelso presented Solicitor Allshouse's report.

New Business

No issues reviewed.

Old Business

a. Zoning Ordinance Section 86.01

Supervisor Gembusia questioned the interpretation of Zoning Ordinance 86.01 as discussed at a previous meeting of the Board regarding the property located at 1908 Douglas Drive. After discussion, Supervisor Hare and Supervisor Reisinger recommended the Manager speak with Mr. Lao and inform him the property was not in violation of the Board's interpretation of Ordinance 86.01.

Public Comment (continued)

Dennis and Faye Garman of 575 McClures the Gap Road were before the board to discuss the truck problems they are experiencing, and seek suggestions from the board. Mr. Garman mentioned approaching the County Commissioners. Chief Carver discussed recent truck issues at the underpass on Orange Street this week. Supervisor Kelso suggested Chief Carver and Chief Landis approach the trucking companies. Mr. Garman noted they have made progress with a decrease in truck traffic but it's still not enough. He felt a majority of truck traffic is coming from Pepsi, Quaker Oats and Western Express. Chief Carver would like to see signs installed directing Pepsi and Quaker Oats drivers since they are the only drivers going down McClures Gap Road. Mr. Garman asked if the issue was the GPS of the drivers. Chief Carver noted it was part of the problem. Supervisor Reisinger inquired if the companies could be fined. Chief Carver said the companies cannot be fined, but the trucking companies can be fined. He added the trucks could be confiscated, but the department does not have the ability to store the merchandise. He noted the department does not have a facility large enough to store the merchandise and the liability would fall on the department if anything happened. Ms. Ealer said signage has to be approved via PennDOT. Supervisor Kelso recommended the Chief Carver and Chief Landis, approach Pepsi and Quaker Oats with their concerns. With the most recent incident involving a

telephone pole, Mr. Garman wondered if PP&L could relocate it since it was so close to the road. The board thanked Mr. and Mrs. Garman for expressing their concerns.

Executive Session

An executive session would be held following the meeting to discuss a potential litigation issue. No vote would be taken.

Adjournment

The meeting was adjourned at 6:56 p.m.

Respectfully submitted,

Deborah Ealer
Township Secretary

Lori Coleman
Recording Secretary