

**BERWICK TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING  
AUGUST 8, 2016**

**CALL TO ORDER AND PLEDGE TO THE FLAG:** The August 8, 2016 regular meeting of the Berwick Township Board of Supervisors was held in the Berwick Township Municipal Building, 85 Municipal Road, Hanover, PA. Chairman Socks called the meeting to order at 6:00 p.m. Present were Supervisors Pete Socks, Earle Black, Barry Cockley, Tom Danner, Bob Foltz, Solicitor Tim Shultis, Engineer Tim Knoebel, Secretary Jean Hawbaker. Chairman Socks asked all to stand for the Pledge of Allegiance to the Flag.

**PUBLIC COMMENT (AGENDA ITEMS):** None.

**CONSENT AGENDA:** Tom Danner made a motion to approve the consent agenda, which includes the minutes of July 11, 2016 and July 25, 2016, bill lists and addendum to bill lists, unpaid bill lists, balance sheets dated August 5, 2016, and Roadmaster's report for July 2016, seconded by Barry Cockley. **Roll Call: Foltz – yes, Danner – yes, Socks – yes, Cockley – yes, Black – yes, but abstained from the July 11, 2016 minutes since he was not present. Motion carried.**

**CORRESPONDENCE:**

- 1) **Linda Lawrence Letter Received 7-20-16 – Speed on Kelly Road** – Tom Danner made a motion for the Secretary to forward this letter to the State Police to make them aware, and inform Ms. Lawrence of the same, seconded by Bob Foltz **Roll Call: Foltz – yes, Danner – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**
- 2) **Columbia Pipeline Group Letter Received 7-20-16 – Right-of-Way Clearing** – The Board acknowledged.
- 3) **Tina Martin Letter Received 7-25-16 – Line Painting on Race Track Road** – Bob Foltz stated not all of Race Track Road is the same width and does not meet PennDOT's requirements to paint lines. Earle Black made a motion for the Secretary to send Ms. Martin a letter stating Race Track Road does not meet the requirements to paint lines, seconded by Pete Socks. **Roll Call: Foltz – no, Danner – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**
- 4) **Jeffrey Markle Letter Received 8-3-16 – School Bus Stop Ahead Signs on Green Springs Road Entrances** – PennDOT needs to approve this signage and the school maintains the signs. Pete Socks made a motion for the Secretary to forward this letter to the school to inform them of this complaint, and notify Mr. Markle of the same, seconded by Bob Foltz. **Roll Call: Foltz – yes, Danner – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**

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**UNFINISHED BUSINESS:**

- 1) **Road Occupancy Permits – Review of Draft Ordinance** – The Board tabled until the next meeting so the Solicitor could incorporate all comments.
- 2) **Cambrian Hills Update** – Pete Socks stated they would like to make some changes and they were told they need to go before the Planning Commission. They also discussed a traffic light at Hershey Heights Road, which they will pay for. They need to go through the proper channels and may need to revise their plans or submit a final plan. They will need right-of-way from Gene Latta and PennDOT approval for the light. Tim Shultis has prepared a developer’s agreement and will send it to Mr. Myers before the next meeting with provisions to make final changes. This development has preliminary plan approval and they can only move earth. The developer’s agreement protects the township. Pete Socks made a motion for Tim Shultis to send them a draft agreement and act on at the next meeting, seconded by Tom Danner. **Roll Call: Foltz – no, would like to see a final plan, Danner – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**

**NEW BUSINESS:**

- 1) **Hamilton Township Draft Intermunicipal Agreement Regarding the Sale of their Sewer System** – Tim Shultis would like to discuss this in executive session due to attorney-client privilege.
- 2) **Certificate of Use and Occupancy Form** – Jean Hawbaker stated the Certificate of Occupancy form should not be listed on the website, as it is only issued after the final inspection by the inspector. Land & Sea informed us our Certificate of Occupancy does not meet the State requirements. Tom Danner will get with the Secretary and Land & Sea to discuss these issues and will discuss at the next meeting.
- 3) **Old Lawn Mowers** – Bob Foltz wanted to know what is going to be done with the old lawn mowers. Jeremy from across the road will take and haul them away. Tom Danner made a motion for Jeremy to take the mowers, seconded by Pete Socks. **Roll Call: Foltz – yes, Danner – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**

**APPEARANCES:** None.

**STATE POLICE:**

June 2016 – 31 calls  
July 2016 – 33 calls

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**UNITED HOOK & LADDER:**

July 2016 – 50 calls

**AREMS:**

June 2016 – Total Calls – 373, Berwick – 29

**CODE ENFORCEMENT/PERMITS:**

The Board reviewed Land & Sea's code violation report. There were 4 permits issued in July 2016.

**ENGINEER'S REPORT:**

- 1) **WWTP Operations Report** – July 2016
- 2) **Pending Plans Report** – No action items.
- 3) **Hershey Heights Road Project** – Has been completed.
- 4) **Beaver Creek Road Permit** – Waiting to hear back from DEP.
- 5) **Bermudian Keys Development** – Mr. Knoebel met with Art Smith. Discussed the dedication of the streets. Mr. Knoebel stated he will generate a list of things that need to be done, and when that is done, we will come out and mark the curbs. Mr. Smith would like to know once he does everything on the list, is the township going to take his roads over. Tim Knoebel told him, there is reluctance since the roads have been there a long time. Mr. Knoebel will compile a list of things that need to be done and will give to the Board for their review, and will discuss at the next meeting.

**NEW BUSINESS CONT'D:**

- 4) **Cama Industrial Property** – Bob Foltz stated Land & Sea needs to be notified about the tall weeds on this property.

**ENGINEER'S REPORT CONT'D:**

- 6) **MS4 Program** – Berwick was identified by DEP as having an urbanized area and will need an NPDES permit. Mr. Knoebel stated he went to seminars on this issue on what is required. The location would be the lower Beaver Creek area.

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The application does not need to be completed until September 2017. We can ask for a waiver due to Berwick's small population. We should submit information before the end of this year so they can review it preliminarily. Mr. Knoebel will gather information, including estimates and will give to the Board. Tom Danner made a motion for Mr. Knoebel to proceed with the MS4 waiver and evaluation for this program, seconded by Earle Black. **Roll Call: Cockley – yes, Socks – yes, Danner – yes, Foltz – yes, Black – yes. Motion carried.**

**SOLICITOR'S REPORT:**

- 1) Received notice that O'Brien's oral arguments is scheduled on September 15, 2016 at 9:30 a.m.

**SUPERVISOR'S COMMENTS:**

Bob Foltz – None  
Tom Danner – None  
Pete Socks – None  
Barry Cockley – None  
Earle Black – None

**PUBLIC COMMENT (GENERAL):** None.

The Board went into executive session at 7:16 p.m. to discuss the proposed Hamilton Township draft Intermunicipal Agreement and review agency business, which if conducted in public would violate a lawful privilege and attorney client privilege.

The Board came out of executive session at 7:32 p.m. Tom Danner made a motion to rescind the motion to approve the consent agenda, Barry Cockley rescinded his second. **Roll Call: Black – yes, Cockley – yes, Socks – yes, Danner – yes, Foltz – yes. Motion carried.**

Tom Danner made a motion to approve the consent agenda, seconded by Barry Cockley. **Roll Call: Black – yes, but abstained from the July 11, 2016 minutes since he was not present, Socks – yes, but abstained from approving check written to him, Cockley – yes, Danner – yes, Foltz – yes. Motion carried.**

Bob Foltz made a motion to adjourn at 8:40 p.m., seconded by Barry Cockley.

**The next regularly scheduled meeting of the Berwick Township Board of Supervisors will be held on September 12, 2016, 6:00 p.m. in the Municipal Building, 85 Municipal Road, Hanover, PA 17331.**

Respectfully submitted,

Jean A. Hawbaker  
Secretary/Treasurer  
**BERWICK TOWNSHIP  
BOARD OF SUPERVISORS**