

**MINUTES**  
**BETHEL TOWNSHIP BOARD OF SUPERVISORS**  
**JUNE 14, 2018**

The workshop was held from 7:00 p.m. until 7:39 p.m. to discuss agenda items.

The regularly scheduled meeting of the Bethel Township Board of Supervisors was held at 7:39 p.m. at the Bethel Township Building, 3015 S. Pine Grove Street, Fredericksburg, Pa with the following people present:

|                     |                    |
|---------------------|--------------------|
| Shawn Hernley       | Supervisor         |
| Charles Mengel, Sr. | Supervisor         |
| Richard Rudy        | Supervisor         |
| Melissa Johnson     | Township Manager   |
| John Enck           | Township Solicitor |
| James McCarthy      | Township Engineer  |

Also, in attendance were approximately sixteen audience members.

The Call to Order was made and the Pledge to the Flag was completed.

**BARBARA GRUMBINE - FARMLAND PRESERVATION** - Barbara Grumbine presented the Board of Supervisors with a certificate from the Lebanon County Agricultural Land Preservation Program to recognize their pledge of \$5,000.00 for 2018.

To date 1,421,66 acres were preserved in Bethel Township.

**WORKSHOP COMMENTS** - Patsy and Tom Bradley commented on the intersection at S. Pine Grove Street and Main Street and the sewer and water billing. David Bradley commented on the intersection at S. Pine Grove Street and Main Street. Kenneth (Jay) Rhoads commented on the \$52.00 EMS tax.

**MEETING COMMENTS** - Jim Shotzberger commented on the sidewalks along Airport Road in Mtn. Stream Village Phase IV. Mark Dunbar commented on the Camp Strause Fire Companies closure and the Township Supervisors being more vigilant when it comes to the fire companies audit reports and their finances.

**MINUTES OF THE MAY MEETING** - Shawn Hernley made a motion to approve the May meeting minutes as presented, seconded by Richard Rudy. All voted in favor.

**ROADMASTER REPORT** - Roadmaster Rudy gave a report.

Richard Rudy made a motion to approve advertising of the 2018 paving bids for a portion of Light Church Road, Church Street and a portion of Mountain Drive, seconded by Shawn Hernley. All voted in favor. No comments were received from the audience.

Richard Rudy made a motion to approve the advertising the paving of the parking lot around the maintenance garage in two sections, seconded by Shawn Hernley. All voted in favor. Mark Dunbar commented.

**ENGINEERS BUSINESS** - Engineer McCarthy reported on the following:

**Keystone Protein WWTP Subdivision and Land Development Plan Approval** - Richard Rudy made a motion to enter into the Subdivision and Land Development Improvements Agreement and the Stormwater Management and Declaration of Easement Agreement with the owners of Keystone Protein WWTP, seconded by Shawn Hernley. Charles Mengel, Sr. abstained from voting due to being employed by Farmers Pride, which is a company under Bell and Evans. The motion carried.

Shawn Hernley made a motion to approve the plan as presented, seconded by Richard Rudy. Charles Mengel, Sr. abstained from voting due to being employed by Farmers Pride, which is a company under Bell and Evans. The motion carried.

No decision was made on the park and recreation fees.

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**Bell & Evans Realty II, LLC Processing Plant - Waiver Requests:**

**§304 – Preliminary Plan** - Richard Rudy made a motion to grant waiver request §304 – Preliminary Plan, seconded by Shawn Hernley. Charles Mengel, Sr. abstained from voting due to being employed by Farmers Pride, which is a company under Bell and Evans. The motion carried.

**§23-114.10 - Stormwater Basins** - Richard Rudy made a motion to grant waiver request §23-114.10 – Stormwater Basins, seconded by Shawn Hernley. Charles Mengel, Sr. abstained from voting due to being employed by Farmers Pride, which is a company under Bell and Evans. The motion carried.

**Sunny Lea Amish School Project - Letter of Credit Request** – Shawn Hernley made a motion to release the Letter of Credit in the amount of \$23,310.05 issued to John K. Lapp and Rebecca F. Lapp for the Sunny Lea Amish School Project on condition that the two (2) concrete downspouts splash blocks and three (3) of the property corners, the southwest corner and the two (2) in the northeast corner should be set, since they fall along the existing fence, the one (1) at the southeast corner should not be set to allow the continued use on farming the field.

**Mountain Stream Village – Phase III – Letter of Credit Request** – Tabled until proof is submitted to the township that all lots are built on.

**Traffic Impact Quote – East Main Street – On-Street Parking Study \$3,500.00** – Richard Rudy made a motion to accept the traffic Impact Quote for \$3,500.00 for East Main Street and South Tan Street and East Main Street and Pine Grove Street, seconded by Shawn Hernley. All voted in favor.

Richard Rudy made a motion to amend his original motion to include the intersections of East Main Street and Doe Street, East Main Street and Center Street, West Main Street and Strawberry Street and West Main Street and Mechanic Street for an additional fee of \$300.00 per intersection, seconded by Shawn Hernley. All voted in favor.

Mark Dunbar commented.

**SOLICITOR BUSINESS** - John Enck reported on the following:

**Horizon Drive Associates, LLC - Letter of Credit** – No action.

**Lebanon Valley Distribution Center - Release of Bond and Reduction of Financial Security**

Richard Rudy made a motion to authorize the appropriate township officials to take all action necessary to release in its entirety Travelers Casualty and Surety Company of America Improvements/Performance Bond, Bond No. 106163947, dated June 18, 2015, for developer U.S. Real Estate Limited Partnership in the amount of \$3,322,731.84, seconded by Shawn Hernley. All voted in favor.

Shawn Hernley made a motion to authorize the appropriate township officials to return to U.S. Real Estate Limited Partnership, from the township escrow account cash in the sum of \$17,257.03, which is part of the cash financial security provided to the township under the Land Development Improvements Agreement dated July 2, 2015, recorded in the Lebanon County, PA, Recorder of Deeds Office in Record Book 2212, beginning at page 4717, with the balance of that cash financial security, \$82,742.97, to be retained by the township under the Land Development Maintenance and Structural Integrity Agreement dated April 19, 2018, recorded in the Recorder's Office in Record Book 2249, beginning at page 4175, seconded by Richard Rudy. All voted in favor.

**Ordinance 061418 - Camp Strause Fire Company** - Richard Rudy made a motion to adopt Ordinance 061418 – AMENDING CHAPTER 1, PART 5, CHAPTER 7, PART 6, AND ANY AND ALL OTHER PROVISIONS OF THE TOWNSHIP OF BETHEL CODE OF ORDINANCES THAT RECOGNIZE OR DESIGNATE THE CAMP STRAUSE VOLUNTEER FIRE COMPANY AS A FIRE COMPANY FOR BETHEL TOWNSHIP ACTIVELY ENGAGED IN PROVIDING FIRE PROTECTION AND EMERGENCY SERVICES IN BETHEL TOWNSHIP OR THAT GRANT AUTHORITY OF ANY KIND TO THE CAMP STRAUSE VOLUNTEER FIRE COMPANY, seconded by Shawn Hernley. All voted in favor.

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After a lengthy discussion was held on which fire company will cover the boxes now that Camp Strause Fire Company is not an active fire company in Bethel Township, Lebanon County and the possibility of a conflict of interest with Supervisor Rudy and his occupation as a fire equipment salesman and Supervisor Mengel with his affiliation as a life time member with the Fredericksburg Fire Company.

Shawn Hernley made a motion to have Solicitor Enck research if Richard Rudy has a conflict of interest when voting on any matter pertaining to the fire companies within Bethel Township, due to his business and/or affiliation of selling fire equipment to the fire companies in terms of his financial gain, seconded by Charles Mengel, Sr. All voted in favor.

Shawn Hernley made a motion to have Solicitor Enck research if Charles Mengel, Sr. has a conflict of interest when voting on any matter pertaining to the fire companies within Bethel Township, due to his affiliation with the Fredericksburg Fire Company, seconded by Charles Mengel, Sr. All voted in favor.

Kevin Snader, Lisa Rudy, Jay Rhoads, Elizabeth Zimmerman, John Beamenderfer and Mark Dunbar commented.

**Public Hearing Concerning Intermunicipal Transfer of a Restaurant Liquor License** - Shawn Hernley made a motion to adjourn the meeting at 8:00 p.m. to hold the public hearing concerning the intermunicipal transfer of a restaurant liquor license, seconded by Richard Rudy. All voted in favor.

The meeting was reconvened at 8:19 p.m.

**Resolution 061418 - Approving the Transfer of Restaurant Liquor License R-3640 into Bethel Township, Lebanon County from Lebanon City, Lebanon County** - Richard Rudy made a motion to adopt Resolution 061418 APPROVING THE TRANSFER OF A RESTAURANT LIQUOR LICENSE R-3640 INTO BETHEL TOWNSHIP, LEBANON COUNTY FROM LEBANON CITY, LEBANON COUNTY, seconded by Shawn Hernley. All voted in favor.

**Resolution 061418A - Appointing Jeremy Bentz as the Township Enforcement Officer** – Shawn Hernley made a motion to adopt Resolution 061418A, APPOINTING JEREMY BENTZ AS THE TOWNSHIP ENFORCEMENT OFFICER FOR BETHEL TOWNSHIP, LEBANON COUNTY, seconded by Richard Rudy. All voted in favor.

**RECREATION REPORT** - Chairman Mengel gave a brief report.

**Park and Pool Employees** - Shawn Hernley made a motion to hire Hayden Johnson for general maintenance and as a lifeguard and Elliot Knapp as a lifeguard, both at \$10.00 an hour. Elizabeth Knapp, Julianne Strickler, and Madeline Gingrich, all as first year life guards at \$9.00 an hour, seconded by Richard Rudy. All voted in favor.

Richard Rudy made a motion to hire Brenda Arnold, Angelina Marko, Zoe Gorton, Michael Ritter, and Brian Smith as concession stand workers all at \$8.00 an hour, seconded by Shawn Hernley. All voted in favor.

**FSWA REPORT** - None.

**FINANCIAL REPORT** - Richard Rudy made a motion to approve the Financial Report as presented in the meeting packet, subject to audit, seconded by Shawn Hernley. All voted in favor.

**BILLS PAYABLE** - Shawn Hernley made a motion to approve the Bills Payable as presented in the meeting packet, seconded by Richard Rudy. All voted in favor.

**OLD BUSINESS** - None.

**NEW BUSINESS**

**2018 Audit** - Richard Rudy made a motion to approve the 2018 Garcia, Garman, & Shea, PC Engagement Letter for a fee of \$8,800.00, seconded by Shawn Hernley. All voted in favor.

**Executive Session** - The meeting was adjourned at 8:50 p.m. to hold an executive session regarding personnel issues.

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Shawn Hernley made a motion to reconvene the meeting at 9:23 p.m., seconded by Richard Rudy. All voted in favor.

Shawn Hernley made a motion to hire Jared Balsbaugh as the Road Foreman, starting July 9, 2018, at \$20.50 an hour, with an evaluation after 90 days of employment, pay his Cobra insurance policy for 60 days or until township policy goes in effect, and allow his vacation of one (1) week to begin January 1, 2019, seconded by Richard Rudy. All voted in favor.

Shawn Hernley made a motion to increase Jay Bicksler's wage to \$17.00 an hour effect June 18, 2018, seconded by Richard Rudy. All voted in favor.

**Phillips Office Solution - Kyocera Taskalfa 3212i** - Shawn Hernley made a motion to approve purchasing the Kyocera Taskalfa 3212i for \$4,428.28 with a \$30.52 monthly maintenance agreement, seconded by Richard Rudy. All voted in favor.

**ADJOURNMENT** - With no further business, Richard Rudy made a motion to adjourn the meeting at 9:36 p.m., seconded by Shawn Hernley. All voted in favor.

**Respectfully Submitted,**

**Melissa Johnson  
Secretary**