

**FRANKLIN TOWNSHIP YORK COUNTY PA
BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
February 13, 2019**

ROLL CALL

PRESENT:

Chairman Eric Stonesifer	Supervisor David Sprigg
Vice Chairman Kevin Cummings	Solicitor Bret Shaffer
Supervisor Naomi Decker	Engineer Phillip Brath
Supervisor Michael Ryan	Secretary Teresa Adams

ABSENT:

CALL TO ORDER:

The February 13, 2019 BOS Regular Meeting was called to order at 7:00 p.m. by Chairman Eric Stonesifer. The meeting was held at 150 Century Lane, Dillsburg, PA. Visitors in attendance please see attached sign-in sheet.

PLEDGE OF ALLEGIANCE AND PRAYER

Pledge of allegiance was led by Chairman Stonesifer and prayer was led by Vice Chairman Cummings.

EXECUTIVE SESSION

The supervisors went into Executive Session to discuss litigation matters at 7:10 p.m. and returned to the meeting at 7:20 p.m. No decisions were made in Executive Session.

BID OPENINGS

1994 Ford Truck

2 bids were submitted for the truck:
YAC Farms/Harold Willis bid \$1,675.00
Craig Crain bid \$1,500.00

A motion was made by Vice Chairman Cummings not to accept either bid for the 1994 Ford Dump Truck.
Second by Supervisor Decker.

Discussion: There was no further discussion.

The motion carried.

Culvert pipe

There was a total of 6 lots of pipe 1 bid was submitted for each lot and there was only 1 bidder for all 6 lots of pipe. The following bids were submitted:

Lot 1 – pipe; bid amount: \$6.25 by David Sprigg
Lot 2 – pipe; bid amount: \$3.05 by David Sprigg
Lot 3 – pipe; bid amount: \$2.05 by David Sprigg
Lot 4 – pipe; bid amount: \$1.05 by David Sprigg
Lot 5 – pipe; bid amount: \$1.65 by David Sprigg
Lot 6 – pipe; bid amount: \$1.05 by David Sprigg

A motion was made by Supervisor Ryan to award all bids for all lots of pipe to bidder David Sprigg for the amounts he bid.

Second by Chairman Stonesifer.

Discussion: There was discussion that the pipe would need to be picked up and paid within 7 days.

The motion carried. David Sprigg abstained as he was the bidder.

APPROVAL OF MINUTES

BOS Reorganization Meeting Minutes from January 7, 2019

A motion was made by Supervisor Sprigg to accept and approve the January 7, 2019 minutes.

Second by Vice Chairman Cummings.

Discussion: Supervisor Decker said she submitted some corrections to the minutes to Secretary Adams. Chairman Stonesifer said the BOS received the updated minutes.

The motion carried.

BOS Regular Meeting Minutes from January 9, 2019

A motion was made by Supervisor Sprigg to accept and approve the Regular meeting minutes of January 9, 2019.

Second by Vice Chairman Cummings.

Discussion: Supervisor Decker said she submitted some corrections to the regular meeting minutes to Secretary Adams. Chairman Stonesifer said the BOS received the updated minutes.

The motion carried.

PUBLIC COMMENT

Kathleen Gingrich, 1120 South Mountain Road – Mrs. Gingrich said she was concerned about the recent advertisement posted in the Dillsburg Banner for a Conditional Use Hearing for a variance. Mrs. Gingrich said to her knowledge variances were heard by the Zoning Hearing Board and not the BOS. Mrs. Gingrich asked if the error was made by the Township and if it would be up to the residents of the Township to catch such errors. Supervisor Ryan said the process for applying is once the application is received by the Township it is sent to the Zoning Officer, the Zoning Officer does an inspection, writes the advertisement, reviews it, makes corrections and sends it for advertising. Zoning Officer Wilbur Slothour said the application received indicated a request for a variance. Vice Chairman Cummings said new forms have been adopted and are now being used and explained the process of the Conditional Use Hearing.

ORGANIZATION REPORTS

Police - Chairman Sprigg said there were:

1290 calls in 2018 which is 10 more than the previous year.

- 111 calls for the month of January
- 21 assists with ambulance
- 2 suicide
- 2 narcotics
- 1 prostitution
- 3 assault
- 15 neighbor problems

Supervisor Sprigg asked the BOS if they want to continue getting the printed-out report or not. There was some discussion and it was decided a printed report would be good to have in the BOS meeting packets.

Fire - Chief McClintock reported the following:

- 39 calls in month of January
- 7 calls in Franklin Township
- Stop the Bleed training was held and was a huge success, among the attending were Vice Chairman Cummings who brought others from his place of employment and church.
- The department completed 2 inspections, 1 in Carroll Township for the Elmcroft facility ; 1 in Franklinton Borough for physical therapy; both were non-certified inspections of each facility to make recommendations to the state.
- The department purchased a used 2004-2006 brush truck from Bonneauville Fire Department total cost including branding of \$35,000.
- There is a CAP COG meeting February 18, 2019, 7:00 p.m. at Good Hope Fire Company the meeting is focused on providing education and awareness to Elected Officials regarding their role in supporting volunteer fire companies.

EMS – Advisory – no report was submitted.

DAA- a report was submitted. Supervisor Decker said she placed a call to Sheldon Williams of the Authority regarding the date and time of the DAA meeting. Supervisor Decker said the meeting was being held at the same time and date of the BOS meeting making it difficult for someone from the BOS to attend. Supervisor

Decker said since the proposed project DAA is working on will be going thru the Township it is the Townships concern as well and someone from the BOS should attend the meeting.

Emergency Management- Laurin Fleming reported the following:

- A CERT class will be held late May or early June; there will be advertising in preparation for the class. Mr. Fleming said there was a previous class held which helped to increase the staff by 2 or 3 people. Mr. Fleming said this is the goal of the class, help increase the staff and get community preparedness.
- Mr. Fleming said he hopes to set up a class on Bleeding Control and CPR for his staff and would be glad to open it to the Township and community as well.
- Mr. Fleming request to be able to use some space in the Recycle Center for Emergency Management supplies.

Supervisor Ryan said he is working on the ability to use the center for other things. Supervisor Ryan said he did find a contact person and is waiting for a response. Vice Chairman Cummings asked how the radios were working and Mr. Fleming said they are working fine. Vice Chairman Cummings also asked Mr. Fleming if the WIFI issue was fixed in the Emergency Management building. Mr. Fleming said it still has some hiccups. Treasurer Williams said everything is in place for the wiring to be completed but due to the weather it has been delayed.

Solicitor Shaffer asked about scheduling a workshop with the BOS in the spring to discuss Memorandum of Understanding.

Route 15 Transportation – Supervisor Ryan reported he and the Township Engineer attended a meeting with PennDOT and asked Engineer Brath to share with the BOS the results of the meeting.

Engineer Brath said he and Supervisor Ryan met with Chris Derta, Rich Russi and Representative Keefer at PennDOT about the proposed Route 15 project. Engineer Brath said they got a roundabout response. Supervisor Ryan said he thought PennDOT got the point they were trying to make. Engineer Brath said an email was received from Doug Murphy regarding the intersection at Century Lane. Supervisor Ryan said the meeting went well. Supervisor Ryan said at least now PennDOT has a history of the road and the SWM problems. Supervisor Ryan said he thinks PennDOT was attentive and maybe now they will move forward. Vice Chairman Cummings said he spoke with Representative Keefer after the PennDOT meeting and she said she was impressed with how well the Township was represented and with the background knowledge that Supervisor Ryan has on the history of the area.

Engineer's Report- Engineer Brath submitted a report. Engineer Brath said his report is mostly about compliance issues here and there but with the way the weather has been he's in no hurry to enforce disturbance issues until it settles down. Engineer Brath said he will follow up at a later time. Engineer Brath said there are some easement issues to work out with the Solicitor and some permits to continue to work on.

APPROVAL AND PAYMENT OF BILLS

A motion was made by Vice Chairman Cummings to pay the bills.

Second by Chairman Stonesifer.

Discussion: There was no discussion

The motion carried.

TREASURER'S CORRESPONDENCE

Treasurers Report

A motion was made by Vice Chairman Cummings to accept the Treasurer's Report.

Second by Supervisor Decker.

Discussion: there was no discussion.

The motion carried.

Treasurers Memo

Item #2 Waste Management Refund – Submitted as information for the Supervisors.

Item #1 Pension – Treasurer Williams said the pension trust actuary fee of \$500 per year is charged after the pension report is completed. Treasurer Williams said the BOS has a choice of having the cost deducted from the assets of the account or getting an invoice. Treasurer Williams said the BOS had the cost deducted from the assets in 2018.

Motion was made by Chairman Stonesifer to withdraw the pension fund fee from the assets of the account.
Second by Vice Chairman Cummings.

Discussion: There was no discussion.

The motion carried.

Item #3 United Concordia Dental Insurance – Treasurer Williams said the cost is increasing slightly for dental insurance for the period beginning in April 2019 thru March 2020.

A motion was made by Chairman Stonesifer to accept the renewal rate and keep the plan with United Concordia.

Second by Supervisor Decker.

Discussion: There was no discussion.

The motion carried.

BCO REPORT

A report was submitted.

ZONING OFFICER'S REPORT

A report was submitted.

SUBDIVISION AND LAND DEVELOPMENT

Williams Subdivision plan – a time extension request was submitted by Engineer Eric Diffenbaugh to allow his office time to resubmit the Planning Module to DEP. There were several items omitted or not completed in the first submission.

A motion was made by Chairman Stonesifer to grant the Time Extension until May 9, 2019.

Second by Vice Chairman Cummings.

Discussion: There was no discussion.

The motion carried.

Plan Revision Resolution 2019-3 for DEP Plan Module for Williams Subdivision. Engineer Brath said the BOS needs to adopt the resolution as part of the plan module information needed by DEP. Supervisor Decker said she was confused by the boxes marked for the sewage system facility. Supervisor Decker asked why the box for a new facility was marked **as well as individual on lot system.** Engineer Brath said he would have to review and clarify if that was correct before the module was sent.

A motion was made by Vice Chairman Cummings to adopt Resolution 2019 – 3 Plan Revision for New Land Development for Clinton /Joan Williams with the clarification from the Township Engineer if the box for New Treatment Facility needs to be marked.

Second by Chairman Stonesifer.

Discussion: There was no discussion.

The motion carried.

Lowery/DelUCA – The Supervisors and Engineer Brath explained to the Lowery's and Mr. DeLuca that the driveway permit application must be submitted by the owner of the property. A discussion ensued regarding the process for obtaining a permit by the State and the Township's requirements if any since the road is a state-maintained road. Chairman Stonesifer said the letter from the Township is only indicating the Township's awareness of the driveway application being submitted.

A motion was made by Vice Chairman Cummings to grant the submission of a Driveway Awareness letter to PennDOT.

Second by Chairman Stonesifer.

Discussion: Supervisor Decker said she wasn't sure that the awareness letter wasn't acknowledging more than just the submission of the driveway permit application. Discussion ensued on driveway access, site distance and the like.

The motion carried. There was one opposing vote by Supervisor Naomi Decker.

MUNICIPAL REPORTS

Solicitor– Solicitor Shaffer said he received correspondence regarding Paradise Township and the overpayment of the criminal fines, and they would like Franklin Township to sign off on how to repay the misapplied funds. A discussion ensued on terms and conditions of the repayment.

A motion was made by Vice Chairman Cummings for repayment of the overpaid criminal fines to Paradise Township to be 10 years at 1.5% interest.

Second by Supervisor Ryan.

Discussion: There was no discussion.

The motion carried.

Solicitor Shaffer requested an Executive Session to discuss 3 upcoming cases.

Road Master - Supervisor Ryan reported the following:

Franklinton Road project – Engineer Brath contacted Pennsy to do a site visit of the road. Phase 1 of the project would cost \$547,000, phase 2 of the project would cost \$627,000 and these prices do not cover the cost to remove trees. The Township is looking at a combined total cost of approximately \$1.2 million. The project covers from Capitol Hill Road to Franklin Church Road, from Locust Grove Road to beyond Willow Glen Road. Supervisor Ryan said this is a project where you kick the can down the road and just do an overlay knowing that when the time comes to complete the project it will cost an additional 30% or better. A discussion ensued on the work to be completed for this project.

PennDOT situations – Supervisor Ryan said this was discussed previously in the meeting.

Township Park openings – Supervisor Ryan said the Township parks will open April 15, 2019 and the necessary paperwork has been submitted.

Part-time positions – Supervisor Ryan said 2 part-time positions have been filled from applications that were on file and an orientation day is scheduled.

A discussion ensued on the work to be completed for the Franklinton Road project. Vice Chairman Cummings said his concern is dipping into the General Fund to pay for the bridge projects. Vice Chairman Cummings said he would like to see the final cost of the bridge projects before engaging in payment for Engineer studies and other costs of the road project. Supervisor Ryan said the road project is planned to happen in 5 years. Vice Chairman Cummings said he would like to hold off on the road project to allow time to budget for the project.

Parks & Rec- Meeting minutes were submitted.

Water Testing Services review – Quotes from 3 companies were received for water testing at the parks. They were as follows:

Laboratory, Analytical, & Biological Services, Inc. – Coliform \$35 per month; Nitrates \$52 per month

Culligan – Coliform and Nitrates \$60 per month

Darr's Water Treatment – Coliform \$60 per month; Nitrates \$60 per month

A motion was made by Chairman Stonesifer to accept the quote from Laboratory, Analytical & Biological Services Inc. for water testing at the parks.

Second by Supervisor Sprigg.

Discussion: There was no discussion.

The motion carried.

Grant Application – Engineer Brath said that DCNR sends out information each year regarding grants they have available and this information is now available. Engineer Brath said if there are any projects that need funding, purchase of land, comfort stations, etc. these are good things for DCNR grants.

December meeting minutes – The BOS acknowledged receipt of the P&R December minutes. Discussion ensued regarding a dump site in the game lands. Supervisor Ryan said the Township is allowed to dump brush debris in the game lands, it provides coverage for small animals such as rabbits but due to the weather conditions in the past year the corn wasn't removed to allow dumping to occur.

Terry Hoffman was present and reported the P&R committee will be meeting the following week and plan to discuss the Community Garden proposed by resident Nancy Rhorbaugh. Mrs. Hoffman said she is hoping for a recommendation to be submitted to the BOS sometime in the near future. Mrs. Hoffman asked the BOS for permission to attend a P&R Conference in April. Mrs. Hoffman provided a registration form to the BOS.

A motion was made by Vice Chairman Cummings to approve attendance for 1 person to attend the P&R conference at the cost of \$205.00

Second by Chairman Stonesifer.

Discussion: There was no discussion.

The motion carried.

NEW BUSINESS

Annual Newsletter – The BOS tabled the newsletter until March's meeting. It was discussed that the cost of postage and printing was needed before deciding on circulating a newsletter in 2019.

Conditional Use Hearing Case CUH2019-2 – The BOS set a date to hear the Conditional Use for April 10, 2019 at 6:30 p.m. by the BOS.

Working Supervisor pay rate – The Board of Auditors set the pay rate to be \$20.75 per hour for 2019, the rate for 2018 was \$20.00 per hour.

A motion was made by Chairman Stonesifer to accept the Working Supervisors pay rate of \$20.75 for 2019.

Second by Vice Chairman Cummings.

Discussion: There was no discussion.

The motion carried.

Boy Scout Camp sewage upgrade – Charles Zitnick, Council Executive Board Member and Todd Weidner, Camp Tuckahoe Camp Director were present to give report. Mr. Zitnick said the camp is in the middle of a capital campaign and the camp is looking to hook into the municipal system with DAA, but it is his understanding the camp needs permission from the Township to hook onto the system. Mr. Zitnick said DAA recommended looking into seasonal use and hooking into a lateral line off of Chainsaw Road. Mr. Zitnick said the camp would need to be included in the 537 plans. Engineer Brath said the camp is in the 537 Plan but there are no current plans to expand the sewage. Mr. Zitnick said they are currently in the planning stages and do need to raise the funds. Mr. Zitnick asked if the BOS would be in favor of this plan. Engineer Brath said there are a couple of options available, 1.) Run a forced main to manhole #291 which does not allow for any connections or 2.) do a forced main part way down the right of way and part way go to gravity sewer. If there are failing systems or additional growth in this area then you may want to encourage a gravity system along the road, however this would require residents to connect to the system, unless there are failing systems along the way. Supervisor Ryan said the ordinance reads residents are required to connect if they are within 150 feet of the system. Discussion ensued on the cost to connect per household, the type of system and the location for the connecting pipes.

Resolution 2019 – 2 , Establishing Fees to Be Charged by and Paid to Tax Collector

A motion was made by Chairman Stonesifer to adopt Resolution 2019 – 2 Establishing Fees to be Charged and Paid to the Tax Collector.

Second by Vice Chairman Cummings.

Discussion: There was no discussion. **The motion carried.**

Outstanding Building permits without final inspections completed and no Occupancy Permit issued – was discussed previously that a list was provided to Land and Sea Services LLC for research.

Planning Commission Guidance – Supervisor Ryan said the PC is tabling items sent to them by the BOS until a decision on Zoning is reached. Supervisor Ryan said nothing should be tabled, there have been items the PC received that have gone thru York County Planning and come back with recommendations to approve or changes to be made that the PC needs to continue to work and send to the BOS with their recommendations. Discussion ensued on Granny Flats, that York County Planning sent back their review and feels the Township is on the right path and comprehends what is needed. York County Planning is starting a focus group and wants to use the Township's ordinance as an example for the focus group to follow. Engineer Brath said that part of the problem is the PC wants to know if Zoning is going to be kept. Engineer Brath said the PC needs to move forward with the items presented and not wait on an answer on Zoning. Engineer Brath said the issue presented on the Flag Lots has to do with SWM, passing of 2 vehicles at the minimum flag width. Engineer Brath said the PC needs to make a recommendation on the parameters. Mark Wenrich was present from the PC and said the PC was asked to rewrite Zoning but there was no specific request made. Mr. Wenrich said the BOS needs to be specific, so the PC knows what to work on. Engineer Brath said the following were areas that needed attention: zoning map, changes or amendments to it, simplify conditional uses, simplify permitted uses to name a few.

OLD BUSINESS

There was no old business at this time.

CORRESPONDENCE

Robert Guyer Citation Complaint – BOS acknowledged receipt of citation for parking during inclement weather by Mr. Guyer.

Bonnie Osman letter – BOS acknowledged receipt of complaint letter from Mrs. Osman addressed to Supervisor Decker. The BOS determined a letter should be sent to Mrs. Osman indicating that correspondence regarding Township matters should be addressed to the BOS and not sent to an individual Board member.

PUBLIC COMMENT

John Westbrook, South Mountain Road, Dillsburg, PA – Mr. Westbrook asked when job positions become available in the Township why Township residents aren't considered before hiring outside the Township. Supervisor Ryan said he did the hiring for the recent mowing positions and calls were made to those who had applications on file. Supervisor Ryan said most of those he called were not interested in part-time employment.

Mark Wenrich, Tuckahoe Road, Dillsburg, PA – Mr. Wenrich said his concern was in regard to the sewer update the Boy Scout Camp was considering. Mr. Wenrich asked how many residents were going to have to pay the \$3500 tapping fee. Engineer Brath said it's something that needs reviewed, is it needed or not. Engineer Brath said it depends on what type of system is used whether the Township pays part, or DAA or the residents. Discussion ensued on how the system was going to be paid.

EXECUTIVE SESSION

The BOS went into Executive Session at 9:45 p.m. and resumed the meeting at 10:15 p.m.

ADJOURNMENT 10:16 p.m.

A motion was made by Vice Chairman Cummings to adjourn at 10:16 p.m.

Second by Chairman Stonesifer.

The motion carried.

Respectfully submitted,

**Teresa M. Adams, Secretary
Franklin Township York County**