

**FRANKLIN TOWNSHIP YORK COUNTY PA  
BOARD OF SUPERVISORS  
REGULAR MEETING MINUTES  
April 8, 2020**

**ROLL CALL**

**PRESENT:** Chairman Kevin Cummings  
Supervisor Naomi Decker  
Supervisor Mark Wenrich  
Supervisor Brian Galbraith  
Supervisor David Buckwash  
Solicitor Bret Shaffer  
Engineer Phillip Brath  
Treasurer/Asst. Sec. Pamela Williams

**ABSENT:**

**CALL TO ORDER:**

The April 8, 2020 Franklin Township Board of Supervisors Meeting was called to order at 7:00 p.m. by Chairman Kevin Cummings. The meeting was held via ZOOM at 150 Century Lane, Dillsburg, PA. Visitors in attendance please see attached sign-in sheet.

**PLEDGE OF ALLEGIANCE AND PRAYER**

Pledge of allegiance and prayer was led by Chairman Cummings.

**EXECUTIVE SESSION**

Emergency Measures and Announcement of Held Executive Session

4.1 Initial Declaration of Emergency – Supervisor Wenrich made a motion, seconded by Supervisor Galbraith to Ratify. There was no discussion. Vote on motion. All ayes, the motion carried.

4.2 Extension of Declaration of Emergency – Supervisor Buckwash made a motion, seconded by Chairman Cummings to Ratify. There was no discussion. Vote on motion. All ayes, the motion carried.

4.3 and 4.4 Extension of no-penalty period for Local Services Tax (LST) and Banner Advertisement for emergency declaration and LST extension. Supervisor Wenrich made a motion, seconded by Supervisor Buckwash. There was no discussion. Vote on motion. All ayes, the motion carried.

4.5 Road crew, staffing and wages following inclusion of York County in Governor’s stay-at-home order. Supervisor Buckwash made a motion, seconded by Chairman Cummings to Ratify. There was no discussion. Vote on motion. All ayes, the motion carried.

4.6 Road crew resume limited work decision. Supervisor Wenrich made a motion to Ratify, seconded by Chairman Cummings. There was no discussion. Vote on motion. All ayes, the motion carried.

4.7 Determination to hold meeting remotely and advertise online and in the Banner. Supervisor Wenrich made a motion, seconded by Supervisor Buckwash to Ratify. There was no discussion. Vote on motion. All ayes, the motion carried.

4.8 An executive session was conducted via e-mail with regard to the legal interpretation of Our Geothermal Well Ordinance and the related fees on our fee schedule in response to concerns by a resident. No motion was needed in regard to this.

## **APPROVAL OF MINUTES**

Approval of December 11, 2019 minutes – Chairman Cummings made a motion, Seconded by Supervisor Decker, to approve the December 11, 2019 minutes as revised on April 8, 2020. There was no discussion. Vote on motion. All ayes, the motion carried.

## **PUBLIC COMMENT**

Steve Aumen, 240 Franklinton Road is asking for Relief of partial payment and distance exemption for 4 closed loop Geothermal Wells. Mr. Aumen stated that this is in regard to the Ordinance pertaining to Geothermal Wells, Resolution 2011-6 where it states “on and after date of adoption of this resolution the following fees shall be charged for the services specified below...Per well or Geothermal heat pump system”. Mr. Aumen is stating that the new fee schedule excluded Geothermal wells and the wording was changed to per well or per well area. He is also requesting that the wells be placed closer to the house according to DEP regulations.

## **ORGANIZATION REPORTS**

**Police** - A written report was submitted and reviewed.

A. Proposal for Pension Plan in lieu of Buying the Building-

Chairman Cummings questioned items 5 & 6 on the proposal. Under item 6, it states that after 20 years (2041) all municipalities would then be responsible for any shortfalls. Item 5 states if there is a shortfall within that 20 years any money comes out of the \$400,00 to purchase the building, meaning that the municipalities could be responsible for the liability of the pensions of the officers. Discussion ensued. Chairman Cummings made a motion to attend the next meeting and ask for a delay on voting, pending a letter to the Attorney Generals Office asking for their input. Also, to ask for a revised Actuary Report with a 50% comparison. If they refused the request, he would then vote no. Seconded by Supervisor Wenrich. Vote on motion. All ayes, the motion carried.

**Fire** – A written report was submitted. Scott McClintock reviewed that the Hazmat training has been pushed out due to COVID. Also, due to the COVID response, they are no longer running 2<sup>nd</sup> or 3<sup>rd</sup> to limit personnel contact with others. The Duty Officer is also responding along with the apparatus, where he will investigate while everyone else remains on the apparatus until told to disembark. Laurin Fleming and NEMA provided masks. They are still looking for hand sanitizer. Mr. McClintock also stated that a Spring Grove company is offering decontamination of the units free of charge.

**EMS – Advisory** – A written report was submitted for February 2020.

**DAA**- The minutes were submitted. They had discussed the pumps ordered for the Sherwood Forest Development. We are still looking for a representative to be appointed to serve on the DAA Board.

**Emergency Management**- A written report was submitted.

**Route 15 Transportation** – Engineer Brath- There was nothing new to report.

**Engineer’s Report**- Engineer Brath reviewed the Stone Bid for Advertisement. Chairman Cummings made a motion to approve the advertising of the Stone Bid. Seconded by Supervisor Wenrich. Vote on motion. All ayes, the motion carried.

Engineer Brath also discussed the e-mail from Mr. Lantz. Mr. Lantz is in opposition of closing the Water Street Bridge.

## **APPROVAL AND PAYMENT OF BILLS**

**A motion was made by** Chairman Cummings to pay the bills.  
**Second** by Supervisor Buckwash.

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

### **TREASURER'S CORRESPONDENCE**

**Treasurers Report** – A written report was submitted. Chairman Cummings made a motion to accept the Treasurers Report. Seconded by Supervisor Galbraith. Vote on motion. All ayes, the motion carried.

**Treasurers Memo**-Pam Williams gave a verbal report. The vision insurance is coming up for renewal, the rates have not changed. Ms. Williams will renew with no opposition from the Board. Mr. Fleming requested an increase in his credit card limit. Discussion ensued. Chairman Cummings made a motion to decrease the Township Secretary's credit card limit from \$1,250 to \$1,000 and to increase the Emergency Management Coordinator's credit card from \$1,000 to \$1,250 and also add a credit card to the new Road Crew member. Seconded by Supervisor Wenrich. Vote on motion. All ayes, the motion carried.

### **BCO REPORT**

A written report was submitted.

### **ZONING OFFICER'S REPORT**

A written report was submitted.

Conditional Use Hearing 2020-2 for 610 Franklin Church Rd. was set for 6:15pm on May 13, 2020 before the Board of Supervisors Meeting.

### **SUBDIVISION AND LAND DEVELOPMENT**

- A. Lexington Fields Development – Revised TIS Scoping Application-  
Revised Transportation Study for Lexington Fields-  
Mr. Brath stated that this was reviewed and requested that it be sent to York County Planning Commission for their review and comments.
- B. York County Planning commission Comments on Lexington Fields-  
Mr. Brath stated that York County Planning Commission has responded and added a few comments. He also stated that PennDot responded by e-mail and they did not have many comments as this is not accessing Rt. 74. At this time, no action is needed by the Board. Mr. Shafer stated that Mr. Garland must attend the June 10, 2020 meeting unless he requests an extension.

### **MUNICIPAL REPORTS**

**Solicitor**– Solicitor Shaffer stated there was nothing to review at this time.

**Road Master**- A written report was submitted.

### **NEW BUSINESS**

- A. Geothermal Well Ordinance #2011-6; Request for Reduction of Fees-Aumen  
Engineer Brath explained the resolution and fee schedule are consistent with each other that they do say "per well" and this would be the correct amount. Engineer Brath stated that he is okay with waiving the fees once he sees the actual plot plan. Discussion ensued. Solicitor Shaffer stated that wording should be; effective January 1, 2020 the following fees shall take effect regarding Geothermal Wells – per well set; Administrative Fee \$50.00, Inspection Fee for the first well - \$150.00, and \$25.00 per subsequent wells of the same well set. Solicitor Shaffer then stated that Mr. Aumen would be required to pay per the ratified fee schedule. Supervisor Buckwash made a motion to ratify the fee schedule for Geothermal Wells, seconded by Chairman Cummings. Vote on motion. All Ayes, the motion carried.

- B. Appoint Chairman-  
Supervisor Wenrich made a motion to appoint Supervisor Cummings as Chairman, seconded by Supervisor Galbraith. Vote on motion. All ayes, the motion carried.
- C. Appoint Vice Chairman-  
Supervisor Buckwash made a motion to appoint Supervisor Wenrich as Vice-Chairman, seconded by Supervisor Decker. Vote on motion. All ayes, the motion carried.
- D. Appoint Office Liaison-  
Chairman Cummings made a motion to appoint Supervisor Decker as the Office Liaison, seconded by Supervisor Buckwash. Vote on motion. All ayes, the motion carried.
- E. Appoint Road Liaison-  
Chairman Cummings made a motion to appoint Supervisor Wenrich as the Road Liaison, seconded by Supervisor Buckwash. Vote on motion. All ayes, the motion carried.
- F. Ratify Declaration of Disaster Emergency and Extension-  
This was completed under the Executive Session portion of the meeting.
- G. Road crew and office staffing during emergency-  
The office staff will alternate days in order to not be in the office at the same time. There was discussion regarding the possibility of using Zoom to facilitate training. Chairman Cummings made a motion to approve the expense of purchasing our own Zoom account. Seconded by Supervisor Wenrich. Vote on motion. All ayes, the motion carried.  
Discussion ensued regarding Road Crew staffing and how best to handle that. As of now the Road Crew will be handling the mowing and emergencies. While working, they will continue to practice social distancing and they will also use sanitizing wipes to wipe down steering wheels, etc.

#### **OLD BUSINESS**

- A. Appoint Alternate Member to Zoning Hearing Board-  
The Board would like to advertise one more time before deciding.
- B. DAA Representative-  
The Board will advertise this again.
- C. Advertise Planning Commission Vacancy-  
The Board will advertise this again.
- D. Trash Bid Notice Advertisement-  
The Trash Bid Notice has been advertised.
- E. Proposed purchase of NYCRPD of SWYRPD building-  
This was discussed earlier in the meeting under Organization Reports.
- F. Franklin Glen Homeowner's Association Status Update-  
Mr. Brath stated that he has to finish the review and approval. They are going to resolve all the issues. Mr. Brath has to document and approve the plans.
- G. Update of Recycling Building-  
This is to be placed on the agenda for next months meeting. Ms. Williams needs to do further research. Mr. Shaffer is also looking to see if there were possible deed restrictions recorded when the grant was approved.

#### **CORRESPONDENCE**

- A. Census Resolution/Proclamation-  
There is no benefit to issuing a Resolution/Proclamation.
- B. Complaint-239 Lost Hollow Rd./Filed by Linda Walker-  
In reviewing the letter, most of the issues are between the neighbors and the police. However, we will speak with Mr. Slothour and have him look into the burning of building materials.
- C. Real Estate Tax Relief-Elimination of Penalty on Real Estate Tax-

There was discussion regarding the elimination of the penalty on the Real Estate Tax. Ms. Williams will reach out to York County to see what the initial reports are showing. This is to be placed on the Agenda for the May 13, 2020 meeting.

**PUBLIC COMMENT**

There was no public comment.

**EXECUTIVE SESSION**

There was no executive session.

**ADJOURNMENT at 9:10 p.m.**

**A motion was made by** Chairman Cummings to adjourn.

**Second by** Supervisor Wenrich .

**The motion carried.**

Respectfully submitted,

Karen Hawkins  
Secretary