

FINAL

**FRANKLIN TOWNSHIP YORK COUNTY PA
BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
May 13, 2020 7:00 PM**

ROLL CALL

PRESENT:

Vice Chairman Kevin Cummings
Supervisor Mark Wenrich
Supervisor Brian Galbraith
Supervisor David Buckwash

Solicitor Bret Shaffer
Engineer Phillip Brath
Treasurer/Asst. Sec.
Pamela Williams

ABSENT:

Supervisor Naomi Decker

CALL TO ORDER:

The May 13, 2020 BOS Regular Meeting was called to order at 7:00 PM by Vice Chairman Kevin Cummings. The meeting was held at 150 Century Lane, Dillsburg, PA. Visitors attended via the Zoom call or phone call.

PLEDGE OF ALLEGIANCE AND PRAYER

The Pledge of allegiance was led by Chairman Kevin Cummings and the prayer was led by Chairman Cummings.

RATIFY EXTENSION OF EMERGENCY DECLARATION

A motion was made by Supervisor Mark Wenrich to ratify the Extension of the Emergency Declaration through May 13, 2020.

Second by Chairman Cummings

Discussion-None

The motion passed.

A motion was made by Chairman Kevin Cummings to extend the Emergency Declaration through June 10, 2020.

Second by Supervisor Buckwash

Discussion-None

The motion passed.

TRASH BID OPENING

Mark (who was present at the township building/meeting) opened the trash bids and read them. Trash bids were due to be received by 4:00 PM on June 10, 2020.

The trash bids were as follows:

Waste Management-Option A, \$86.10 per quarter and Option B, \$8.00 per bag. The minimum bags per year are 18 municipal waste bags per year and additional bags sold by the township. The maximum bags are four bags per week and one large item per week. Pam stated that Franklin Township has never sold the bags. This is a two-year contract.

Tom Stang from Waste Management participated in the meeting and said the 18 bags are sent to the customer by Waste Management the first year and they charge them for those up front. If they want additional bags, Waste Management can send them to the customer, or they can buy them at the township.

Recycling is part of the price per quarter and a recycling container is provided. The Option A price includes a trash container. Kevin asked Tom Stang if there is any charge to remove their carts.

Penn Waste-respectfully submitted no bid.

Republic- Option A, \$78.00 per quarter and Option B, \$7.00 per bag. The minimum bags per year are 18 municipal waste bags per year and additional bags sold by the township. The maximum bags are four bags per week and one large item per week. This is also a two-year contract.

Kevin asked if the bids mentioned the size of the trash container and if the container was included in the price per quarter. Andy Warntz from Republic also participated in the meeting and said the trash container was included in the Option A price and there is no additional charge for new customers to get a Republic trash container. Recycling is also included in the Option A price. Supervisor Dave Buckwash asked if the pickup day would still be Thursday and he said they would change it to Friday. He said they would notify customers through a mailing prior to the beginning of the contract

The current trash price is \$64.14 per quarter and if you rent a trash container from Waste Management, it's an additional \$9.00 per quarter. Dave also asked if there were any hidden fees such as a fee for an increase in gas prices. Bret mentioned that if there is an increase in the "tipping fee" at the incinerator, that must be passed on. The new contract would begin on July 1, 2020. Mark stated the Waste Management increase for him would be \$12.96 and the Republic increase would be \$4.86.

A motion was made by Chairman Kevin Cummings to accept the bid from Republic for \$78.00 per quarter and \$7.00 per bag at a minimum of 18 bags per year/4 bags per week maximum with one large item per week contingent upon the Solicitor reviewing the bids.

Second by Supervisor Buckwash

Discussion-None

The motion carried.

Kevin thanked Mr. Stang and his staff for the work done for the township and said this is an economic decision.

APPROVAL OF MINUTES

A motion was made by Chairman Kevin Cummings to approve the April 8, 2020, BOS Meeting Minutes.

Second by Supervisor Buckwash

Discussion-None

The motion carried.

A motion was made by Chairman Kevin Cummings to approve the April 8, 2020, BOS Meeting Minutes.

Second by Supervisor Dave Buckwash

Discussion None

The motion carried.

Kevin asked that the minutes for the February 5, February 12, and February 19, 2020 Conditional Use Hearing (CUH) #2020-01 and the March 11, 2020 BOS Meeting minutes be tabled until all board members are present.

PUBLIC COMMENT

Tom Stang from Waste Management was at the meeting. He stated Waste Management is not offering a contract extension at the current pricing. He said this is because recycling has

plummeted, and they are losing money on the two-year contracts. There has also been an increase at the York County Incinerator and the prices are too unstable.

ORGANIZATION REPORTS

Police-A March/April report was provided. Bret Shaffer and Vice Chairman Cummings both gave summaries of the police building purchase by NYCRP and the pension issue the member municipalities may end up with.

Fire-A March 2020 report was provided.

EMS-Advisory – March and April reports were provided.

DAA-A March 2020 report was provided.

Emergency Management- Laurin talked about the Duracell battery donation. Chairman Cummings will reach out to Laurin Fleming for an address so a thank you letter can be sent to Duracell on behalf of the board.

Route 15 Transportation-No report.

Engineer's Report-The report for April's activities was provided.

Water St.-Phil stated that our Liquid Fuels funding will be decreased next year due to the pandemic. This is not an emergency, but the board needs to consider how this will impact future funds for road work.

For Water St., Phil said the township has already paid for this work to be done and he doesn't like getting paid for work that doesn't get completed. Bret stated the board needs to be looking at their schedule to set up a meeting in June or July for an Executive Session so he can give the board an update and explain the legal issues involved.

Phil said submitting the permit doesn't mean the work needs to be done and it doesn't hurt the Miller's. He explained if the Miller's take over the bridge, this will help them. Phil said he'd feel comfortable with one more month. The Miller's will also be able to provide comments to DEP. Phil's biggest concern is environmental and bog turtles. There will be no additional expenses to submit the permit. Chairman Cummings' concern is that the Century Lane bridge was delayed and during that delay, the township switched engineering firms. He stated he preferred to defer the Engineer's advice. He stated there will be no further action until a meeting is held with all parties.

A motion was made by Chairman Cummings to authorize the engineer to submit for the GP-11 permit.

Second by Supervisor Wenrich.

Discussion-None

The motion carried.

As soon as Phil has the packet ready and Chairman Cummings signs it, he will submit it through Bret.

APPROVAL AND PAYMENT OF BILLS

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

Second by Supervisor Buckwash

Discussion-None
The motion carried.

TREASURER'S CORRESPONDENCE

Treasurers Report

A motion was made by Chairman Kevin Cummings to approve the Treasurer's Report.

Second by Supervisor David Buckwash

Discussion-None

The motion carried.

Treasurers Memo

Pam informed the board they need to adopt the Restatement of the Qualified Pension Plan/Non-Police Pension Plan. There is a \$550 fee. The proposed resolution (not a township resolution) is to be adopted and Chairman Cummings is to execute and sign the agreement. A copy of the agreement is kept in the township building.

A motion was made by Chairman Cummings to adopt the Restatement of Qualified Pension Plan.

Second by Supervisor Wenrich

Discussion-None

The motion carried.

BCO REPORT

The April report was submitted.

ZONING OFFICER'S REPORT

The April report was submitted.

SUBDIVISION AND LAND DEVELOPMENT

Lexington Fields-Phil Garland stated that with the pandemic and the timing of the traffic study that is to be completed, they can't really do an accurate traffic study until normal traffic conditions resume. He requested an extension until June 13, 2021. Pam will send a letter to Phil Garland to officially confirm the extension request being granted.

A motion was made by Chairman Kevin Cummings to grant the request for a time extension until June 12, 2021.

Second by Supervisor Wenrich

Discussion-None

The motion carried.

Stone Bids-Phil reviewed the bids with Supervisor Wenrich, and Roadmaster Andy Gibb and he recommends awarding the bid to York Building Products. He said all the bids had increases.

A motion was made by Chairman Kevin Cummings to award the stone bid to York Building Products pending the Solicitor's review.

Second by Supervisor Galbraith

Discussion-Bret reviewed, no anti-collusion agreement.

The motion was amended and made by Chairman Kevin Cummings to award the stone bid to York Building Products.

Second by Supervisor Galbraith

Discussion-None
The motion carried.

MUNICIPAL REPORTS

Solicitor- Solicitor Bret Shaffer asked the board if they continue to hold their meetings remotely via Zoom, do they want to advertise each one, so the public is notified of all opportunities to participate. He requested this meeting be scheduled at the June meeting.

A motion was made by Chairman Cummings to advertise any remote meetings in the paper.
Second by Supervisor Buckwash

Discussion None
The motion carried.

Bret also spoke about an Environmental Hearing Board with Lexington due to Lexington wanting to build their own wastewater treatment facility. He said this will go through county court.

Bret requested a separate Zoom link when the Executive Session on the Water St. legal updates is held separate from the meeting with the Millers.

Road Master-Road reports are included in the Treasurer's packet.

Phil spoke with Roadmaster Andy concerning what other work needs done in the township. Andy has a list of roads he would like to tar and chip. He is also requesting that they be swept two weeks after the tar and chip is done. Phil reviewed the list and is requesting direction from the board. The board responded that Supervisor Wenrich, Treasurer Pam Williams, Andy and Phil complete a proposal based on the budget and that Supervisor Wenrich coordinate.

Parks & Rec-There were no minutes or report submitted. Pam asked for an update from the board on how they'd like to proceed with pavilion rentals during the "yellow phase" since we're coming into rental season. The board said the township is not going to supersede the state guidelines and they still cannot hold gatherings at the pavilions as there is too much liability.

Planning Commission – There were no minutes or report from the Planning Commission.

NEW BUSINESS

Ratification of Employment Agreement-A separation agreement was executed for Karen Hawkins and it is to be voted on to ratify at this meeting.

A motion was made by Chairman Cummings to ratify the separation agreement for Karen Hawkins.

Second by Supervisor Buckwash
Discussion None
The motion carried.

Discussion was held on the York County Tax Collections through 4/27/2020 and the Resolution for Deferment of the Tax Penalty on Real Estate Taxes. The county will not extend the discount period and will not penalize if late as long as they're paid by 12/31/2020. Bret said a vote will be needed for an extension with no penalty if paid by the end of the year and not to extend discount if the board wants to piggyback on what the county is doing.

A motion was made by Chairman Cummings to follow York County guidelines for no penalty if paid by 12/31/2020 and to not extend the discount period.

Second by Supervisor Galbraith
Discussion None

The motion carried.

Secretary Advertisement-Advertising will have to be done to hire a new Township Secretary. The board agreed to run ads weekly in The Banner through 5/31; three days a week including Saturdays in The Sentinel through 5/29 and in the Patriot News on Sundays through 5/31/2020. Pam said it's a least \$60 to advertise on the PA Municipal League website and \$200 to advertise through PSATS. They will begin holding interviews when one or two applications are received. Pam will provide the BOS a Secretary job description for the interviews.

EXECUTIVE SESSION

No executive session was held.

A motion was made by Chairman Cummings to adjourn the meeting at 9:00 PM

Second Supervisor Wenrich

Discussion: No discussion was held.

The motion carried.

Respectfully submitted,

Pamela Williams

Pamela Williams, Asst. Secretary