

**SPRINGETTSBURY TOWNSHIP
REGULAR MEETING**

**MAY 22, 2014
APPROVED**

The Board of Supervisors of Springettsbury Township held a Regular Meeting on Thursday, May 22, 2014 at 7:00 p.m. at the Township Offices located at 1501 Mt. Zion Road, York, PA.

MEMBERS IN

ATTENDANCE: George Dvoryak, Chairman
Mark Swomley, Asst. Secretary/Treasurer
Bill Schenck
Kathleen Phan

MEMBERS NOT

IN ATTENDANCE: Julie Landis, Vice Chairman

ALSO IN

ATTENDANCE: John Holman, Township Manager
Charles Rausch, Solicitor
John Luciani, Civil Engineer
Dennis Crabill, Environmental Engineer
Patricia Lang, Director of Community Development
Jack Hadge, Finance Director
Dori Bowders, Manager of Administrative Operations
Betty Speicher, Director of Human Resources
Mark Hodgkinson, Director of Wastewater Treatment Plant
Lt. Todd King, Police Department
Jean Abreght, Stenographer

1. CALL TO ORDER

A. Opening Ceremony

DVORYAK Chairman Dvoryak called the meeting to order and led the Pledge of Allegiance.

2. ANNOUNCEMENT OF EXECUTIVE SESSIONS

DVORYAK Chairman Dvoryak announced that no Executive Sessions had been held since the last meeting, and none were scheduled for this date.

3. COMMUNICATION FROM CITIZENS

CRUMLING Larry Crumling, 108 Lorenzo Court stated that he had attended the process meeting held on May 14th in preparation for filling Mr. Holman's position. He noted several comments:

- Public comments were an Agenda item; he was not acknowledged during the meeting.
- Mr. Holman produced the name of a firm to search for individuals at discount of \$23,000.

- Firm will produce viable candidates in 60 to 90 days.
- Other firms could have done the same job for lesser money.
- Board spends too much money, such as \$50,000 for an attorney for negotiations with Teamsters.
- Democracy in action should allow for the public to be able to ask questions during the meeting.
- Meeting rules should be changed for public comment at the end.

DVORYAK Chairman Dvoryak apologized to Mr. Crumling for not acknowledging him as he had not seen his hand up during the meeting. If he had he would have asked for his comments. He stated that as far as the firm that was selected, the process is not unusual when searching for an executive professional. The firm, Colin Baenziger is one of the top-notch firms in the country, and the price they charge is relatively cheap compared with other firms.

PHAN Ms. Phan commented that she was very familiar with the other companies that she had mentioned as she, personally, works with them. She was very comfortable with the price as well with her knowledge of that industry. In addition, with regard to the Meeting Rules, the board is reviewing them and will be making some changes.

SWOMLEY Mr. Swomley noted that it is not a democracy but rather a democratic republic. The public democratically elected officials to represent them. The board takes public comment in order to receive information as to where the citizens stand on given issues; however, meetings are not an open debate. Meetings are not open for every person to comment on every issue throughout the course of a public meeting. The public is present to participate and understand what is happening, but not to be a voting member of the Board of Supervisors.

CRUMLING Mr. Crumling stated that he understood but that if he came to the meeting for information and could ask a question during a discussion, the taxpayers have a right to voice their opinions.

4. ENGINEERING REPORTS

A. Environmental Engineer – Buchart Horn, Inc.

CRABILL Mr. Crabill had provided a written report and had no changes. He offered to respond to questions but there were none.

B. Civil Engineer – First Capital Engineering, Inc.

LUCIANI Mr. Luciani had provided a written report but had several updates. They are summarized:

- DEP contacted Mr. Holman concerning the township's sewer access road along I-83 behind Graham Street. A pipe underneath 83 that is 10 feet high and 20 feet wide has become grossly inadequate. DEP notes that the water flows downstream, fills up the pipe and causes erosion. They want it fixed. Options being reviewed for an adequate solution to correct stream crossing and inadequate drainage.
- Meeting held concerning adaptive signal controls. New technology will move more traffic. Market Street is a candidate for adaptive signal control. PennDOT will maintain it for five years; township will then pay a maintenance fee per signal. Total for some 42 signals is \$7,500 a year. Will be a Liquid Fuels expense. Signal definition – each intersection is one signalized intersection. This is for the brain for that light. If there are 12 signal heads, the fee is not per signal head; it's per brain for each intersection.
- PennDOT is endorsing Rhythm Engineering. They do have a system that will take our cameras and use their brain; no need to discard our hardware. An additional system is called Radar, which counts cars. Cameras are insured through vendor, Econolite. Vehicle crashes and lightning strikes are two ways they are destroyed. That would come through CBIZ; normal reimbursement up to 95% or 100% of the costs.
- Bond reduction request from Mr. Pasch for Cinema Drive; Market Street Add On Lots. Bond is almost five years old and must be brought into today's dollars. He will receive \$13,000 back on his bond.

SCHENCK Mr. Schenck questioned a potential rezoning request that may come forward. He questioned whether the process is in place for the board's review and whether the developer will pursue that.

LUCIANI Mr. Luciani responded that the process remains in place.

LANG Ms. Lang responded that they had met, as the township has some concerns about the intensity of use that they're proposing. There are two PennDOT roads that are part of the issue with the intensity and access of the development.

LANG Ms. Lang noted the developer will meet first with PennDOT and determine whether it is a viable option. If they receive a good response from PennDOT, they will then come to the board to see if the board is receptive to the idea.

5. CONSENT AGENDA

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- A. Acknowledge Receipt of April 30, 2014 Treasurer's Report
- B. Shannon A. Smith, Inc. – Springettsbury Fire Building Project – Application for Payment No. 8 in an amount not to exceed \$70,616.40
- C. Lobar, Inc. – Springettsbury Fire Building Project – Application for Payment No. 8 in an amount not to exceed \$94,543.82
- D. Silvertip, Inc. – Springettsbury Fire Building Project – Application for Payment No. 9 in an amount not to exceed \$21,332.25
- E. Garden Spot Mechanical – Springettsbury Fire Building Project – Application for Payment No. 5 in an amount not to exceed \$43,515
- F. Abel Recon – Haines Road Lining/Manhole Rehabilitation Project – Application for Payment No. 4 in an amount not to exceed \$46,731.37 (Final Payment)
- G. Regular Payables as Detailed in the Payable Listing of May 22, 2014
- H. SD-07-06 – Time Extension – Triplet Springs – Plan Expires 6/18/2014 (New Plan Date 9/16/14)
- I. Authorization to Approve Tax Refund Requests as follows:
 - 1) Moved to Exempt Property – PennDOT (Parcel #46-31-170) in the amount of \$16.76
 - 2) Building Demolished and Removed – First Capital Federal Credit Union (Parcel #46-28-0041.T) in the amount of \$141.03
 - 3) Miscellaneous Correction – Children of Leo and Marjorie Rutter Partnership (Parcel #46-01-0318) in the amount of \$18.79

MR. SCHENCK MOVED TO APPROVE CONSENT AGENDA AS LISTED. MOTION UNANIMOUSLY CARRIED.

6. BIDS, PROPOSALS, CONTRACTS, AND AGREEMENTS

- A. Authorization to Approve Change Order No. 1 – Abel Recon – Haines Road Lining/Manhole Rehabilitation Project for Contract DECREASE in the amount of \$8,812.66

MR. SCHENCK MOVED TO APPROVE CHANGE ORDER NO. 1, ABEL RECON, IN THE AMOUNT OF A DECREASE OF \$8,812.66. MOTION UNANIMOUSLY CARRIED.

- B. Authorization to Advertise for Sealed Bids – Alpine Road Storm Water Project

MR. SCHENCK MOVED TO AUTHORIZE TO SOLICIT SEALED BIDS FOR THE ALPINE ROAD STORM WATER PROJECT. MOTION UNANIMOUSLY CARRIED.

7. SUBDIVISIONS AND LAND DEVELOPMENT

- A. Archeological Plan for Camp Security Preservation Area

MR. SWOMLEY MOVED TO APPROVE THE PLAN CONDITIONED UPON EXECUTION OF THE HOLD HARMLESS AGREEMENTS. MOTION UNANIMOUSLY CARRIED.

B. Bond Reduction Request – Market Street Commons Extended

HOLMAN Mr. Holman brought forward the bond reduction request for information. The board had authorized staff to take action with regard to the Letter of Credit regarding the development. Because this development has a high profile, it was important that the board have full understanding of the documentation. The box culvert is manufactured and cured; ready to go. They continue to work on the road. Mr. Holman questioned whether the board would like to take a tour of the new facility within the next two weeks around five o'clock. He commented to Mr. Schenck and Ms. Phan that he would invite the YAUFRR board to come along.

HOLMAN So they are moving forward and they are working on the road. I did not go down there at the last meeting to see what's going on. There is one thing though as part of that. I was wondering if some time in the next two weeks, assuming we can get enough dry weather, if the board would like to take a tour of the facility, and if the best time on that would say be, five o'clock, because we can arrange it with Buchart Horn, make sure you all have your hard hats and everything else in part. But if we do it, I take it at the end of the day would be better for everybody? And Mr. Schenck and Ms. Phan, would you like me to invite the YAUFRR board to come along?

Consensus of the board was to participate in a tour of the new facility.

8. COMMUNICATION FROM SUPERVISORS

PHAN Ms. Phan followed up on her request for signage regarding the ducks and ducklings.

HOLMAN Mr. Holman responded that the duck crossing signs were sponsored for five years.

PHAN Ms. Phan thanked Mr. Holman for his assistance in making that happen.

DVORYAK Chairman Dvoryak brought forward an item of his concern. He had been reviewing his YAUFRR meeting materials that included the proposed lease agreement for the new building. He had not seen any charge for rental space for the headquarters offices. He was not sure if the intent was for them to use the facility for free. Spring Garden should be paying its fair share for its use of the headquarters as well. He thought incorporating it into the agreement should be considered. He was not sure where it stood with YAUFRR.

SCHENCK Mr. Schenck noted that YAUFRR has agreed to pay all the expenses of the building including heat, electric, maintenance, and then that is split per the funding formula.

HOLMAN Mr. Holman agreed with Mr. Schenck's comment.

DVORYAK Mr. Dvoryak suggested that they re-think that as he placed it on the table for discussion.

SCHENCK Mr. Schenck responded that they could always re-think it; however it is a major shift in where the thoughts had been for the last two years with that building.

PHAN Ms. Phan asked what type of lease was being written; year-to-year?

RAUSCH Solicitor Rausch responded that the lease is a multi-year lease. As long as YAUFRR is in existence they can use the new fire station facility.

SCHENCK Mr. Schenck suggested that the board be cautious of what to ask inasmuch as YAUFRR is not paying expenses of two or three other fire stations.

DVORYAK Chairman Dvoryak noted that was one of the reasons why he wanted further discussion. If there are reasons why that should not be put in place that he was not aware of, he wanted to know.

SCHENCK Mr. Schenck stated that would be one of the things he would need to consider. For the two Spring Garden stations YAUFRR is paying very little to no operating expenses.

9. SOLICITOR'S REPORT

RAUSCH Solicitor Rausch had provided a written report and offered to respond to questions. There were none.

10. MANAGER'S REPORT

HOLMAN Mr. Holman provided several comments during his Manager's Report. He had listened to the recording of the May 8th meeting and had heard mention of using the Med York building as a Historic Preservation office. He noted that plans are in place to demolish that building because it is in bad shape. The plan is for that to become additional parking and signage for the park and eventually become a skateboard park. He strongly recommended not re-using that building due to its high cost to refurbish. Additionally, there will be utility savings from demolition of that building, along with the sale of the Springetts station on Market Street.

SWOMLEY Mr. Swomley noted that during that meeting they had suggested the use of the farmhouse next door as a possible use as well.

HOLMAN Mr. Holman thanked the all of the board members that he had worked with over the previous 11 years in the township. He had enjoyed serving the citizens of Springettsbury Township and the relationships he had with most of the board members. He was sorry he did not have a longer time to work with Supervisors Phan and Swomley. He stated it was time for he and his wife to move on. He is taking on a new city with new challenges with a chance to rebuild the city. He considered that a lot of fun; however, he was sad to leave the good people of Springettsbury. He was certain that Colin Baenziger will do an excellent job in the search for the new Manager. He thanked them for the opportunity to serve York County and Springettsbury Township.

SCHENCK Mr. Schenck noted that he had been present when Mr. Holman was hired, and he is more impressed with him now than the day he was hired. The township is in incredibly good shape because of him and he and his wife had integrated themselves into the community in a big way. He wished him well.

DVORYAK Chairman Dvoryak indicated he was simply going to do his best to keep him busy until June 16th. Two big items are looming before the board, one of which is to find an interim manager. He suggested that an Executive Session be scheduled to review names for that.

Consensus was to meet during Executive Session on Tuesday, May 17th, 6 p.m. for a review of names suggested for Interim Manager. Mr. Holman will send notices to board members.

DVORYAK Chairman Dvoryak suggested that, because there are new board members, as well as the rest of the board, a briefing on the EMS service should be done.

HOLMAN Mr. Holman responded that he had been working with Vijay Kapour and will have information for that presentation within the next seven days. At that time he will recommend an Executive Session with Vijay, Pat Harvey and the negotiation team. He will get a date for that sent out to everyone.

11. ORDINANCES AND RESOLUTIONS

A. Resolution No. 2014-43 – Appointing Dori Bowders as Secretary of Springettsbury Township.

MR. SCHENCK MOVED TO APPROVE RESOLUTION NO. 2014-43 APPOINTING DORI BOWDERS AS TOWNSHIP SECRETARY. MOTION UNANIMOUSLY CARRIED.

B. Resolution No. 2014-44 – Appointing Abby Gibb as Right to Know Officer

MR. SCHENCK MOVED TO APPROVE RESOLUTION NO. 2014-44 APPOINTING ABIGAIL GIBB AS RIGHT-TO-KNOW OFFICER. MOTION UNANIMOUSLY CARRIED.

C. Resolution No. 2014-45 – Med Ed Streetlights – 2700 Eastern Boulevard

MR. SCHENCK MOVED TO APPROVE RESOLUTION 2014-45. MOTION UNANIMOUSLY CARRIED.

D. Resolution No. 2014-46 – Approving Installation of Adaptive Traffic Control Devices on Mt. Rose Avenue and Haines Road

MS. PHAN MOVED TO APPROVE RESOLUTION NO. 2014-46 APPROVING INSTALLATION OF ADAPTIVE TRAFFIC LIGHTS. MOTION UNANIMOUSLY CARRIED.

- E. Resolution No. 2014-47 – Authorizing Application to PennDOT for Traffic Signal Improvements to Existing Traffic Signal at Mt. Rose Avenue and Haines Road
- F. Resolution No. 2014-48 – Authorizing Application to PennDOT for Traffic Signal Improvements to Existing Traffic Signal at Mt. Rose Avenue and I-83 NB Ramp M (Part of I-83 Project).

HOLMAN Mr. Holman reported that Resolutions 47 and 48 are the same but for two different traffic signals: Mt. Rose and Haines and Mt. Rose and I-83. The new signals had been previously approved; the existing signals needed to be separately approved. The board will be approving the change in signal configuration and timing only, and this will authorize PennDOT the right to do so.

**MR. SWOMLEY MOVED TO ADOPT RESOLUTIONS 2014-47 AND 2014-48.
MOTION UNANIMOUSLY CARRIED.**

12. OLD BUSINESS

There was no Old Business for action.

13. NEW BUSINESS

- A. Mill Creek: Discussion on DEP Request to Improve Culvert

LUCIANI Mr. Luciani had discussed this matter earlier during his Engineering Report. It related to the sewer access road. He noted that DEP's solution was an open grated bridge. The township solution is some inexpensive box culverts. DEP advised that they do not want the water turning right but rather straight into Mill Creek, and the box culvert is the most economical solution. It is a sewer project, costs which will be shared with eight other users.

HOLMAN Mr. Holman asked for authorization from the board to move forward with planning and design for the best way to resolve the storm water issue on Mill Creek. He has to respond to DEP to advise them that the board is moving forward with the process. They will use a General Permit 11.

DVORYAK Chairman Dvoryak asked where the funding will come from for this project.

HOLMAN Mr. Holman responded that it would come from the Sewer Authority Fund.

**MR. SWOMLEY MOVED TO AUTHORIZE JOHN LUCIANI TO MOVE FORWARD
WITH PLANNING FOR THE MILL CREEK INTERCEPTOR ACCESS ROAD
CULVERT PROJECT. MOTION UNANIMOUSLY CARRIED.**

SCHENCK Mr. Schenck brought forth a new item for consideration. In the interim during which time the board is searching for a new manager, there were appointments for Dori as Secretary and Abby as Right-To-Know officer. He wondered about the roles of Zoning and Treasurer. He was not proposing anything other than just

thinking about it. In addition, he brought up the proposed new Meeting Rules. He wondered if the board wanted to discuss it this date.

DVORYAK Chairman Dvoryak responded that they had not been distributed until this afternoon and he wanted to give everyone a chance to absorb it and think of any other changes.

ECKERT Mr. Eckert asked to make one final comment relative to the new fire station. He stated it had been a pleasure working with John Holman. While they have had their moments, all in all the community is going to have a very nice building because of John's dedication and involvement and he stated he really appreciated that.

HOLMAN Mr. Holman thanked him.

14. ADJOURNMENT

DVORYAK Chairman Dvoryak adjourned the meeting at 8 p.m.

Respectfully submitted,

John Holman
Secretary

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