

**SPRINGETTSBURY TOWNSHIP  
REGULAR MEETING**

**JANUARY 9, 2014  
APPROVED**

The Board of Supervisors of Springettsbury Township held a Regular Meeting on Thursday, January 9, 2014 at 7 p.m. at the Offices of Springettsbury Township at 1501 Mt. Zion Road, York, PA.

**MEMBERS IN**

**ATTENDANCE:** George Dvoryak, Chairman  
Julie Landis, Vice Chairman  
Kathleen Phan  
Bill Schenck  
Mark Swomley

**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  
Mark Hodgkinson, Director of Wastewater Treatment Plant  
Thomas Hyers, Chief, Police Department  
Lt. Todd King, Police Department  
Robert McCoy, Chief, YAUFR  
Dori Bowders, Manager of Administrative Operations  
Betty Speicher, Director of Human Resources  
Jean Abrecht, Stenographer

**1. CALL TO ORDER**

**A. Opening Ceremony**

**DVORYAK** Chairman Dvoryak called the meeting to order. He welcomed the two new board members, Kathleen Phan and Mark Swomley. He led the Pledge of Allegiance followed by a special presentation.

**HOLMAN** Mr. Holman asked Police Chief Thomas Hyers to come forward for the presentation. He stated that an award had been received from York County Chiefs of Police this date for Chief Hyers in recognition of his tireless efforts in promoting county-wide cooperation for the response to critical incidents, which had influenced school districts and emergency responders in York County.

**HYERS** Chief Hyers responded with thanks and stated that it was an honor to be in Springettsbury Township. He stated that it was a great effort for all of York County, not just Springettsbury, and he thanked the board for their support.

**2. ANNOUNCEMENT OF EXECUTIVE SESSIONS**

A. December 12, 2013 – 6:15 p.m. - Personnel

**DVORYAK** Chairman Dvoryak announced that an Executive Session was held on December 12<sup>th</sup> to discuss personnel matters. An additional Executive Session was scheduled for this date

### **3. COMMUNICATION FROM CITIZENS**

**HELLER** Jane Heller, Idylwyld Drive, provided the board with some documentation concerning specific areas in the township focusing on historic preservation, particularly on East Market Street from Stonybrook to Hellam Township. One of the recent discussions centered on the possibility of establishing a historic overlay, which assist in delaying demolition of properties at risk. York County has two: Lower Windsor Township and Spring Grove. Springettsbury Township has areas from the 3000 block of East Market Street that are considered historic districts by the National Register. The township's Historic Preservation Committee had created a list, which included the Shultz House and the Garber Farmstead/Ettline property both of which has significant history. York County Planning Commission will be happy to work with the Historic Preservation Committee to put together such overlays, easements, etc. and Attorney Rausch could begin looking into that if the board wills to do so. Properties are at risk, including the Livingston house, and it is hopeful that the focus on historical value could move forward.

**DVORYAK** Chairman Dvoryak thanked her for her comments and noted that an item on the agenda, if passed, will add members to the Historic Preservation Committee. In addition, discussion was held surrounding gathering information from staff on the options/tools which could be implemented toward preserving any historic properties, and which will assist the board in its determination for going forward.

**HELLER** Ms. Heller noted that Trisha Lang is very well qualified for this endeavor.

**PAYNE** Jeff Payne, 420 Grant Drive, stated he had been a Springettsbury resident for seven years in Sheridan Manor. He stated that their neighborhood had a problem where the township was not plowing or salting their public road causing them great difficulty in getting out of their development. They did not understand why the township considered their roads private as the building had done a final coat on the road four years ago and they had been told it was the last hurdle by S&A Homes. He asked what they need to do to get this road declared public. He had contacted Public Works and was directed to come to the board.

**HOLMAN** Mr. Holman responded that he was aware of the situation as he had heard from a number of the neighbors. The road had not been dedicated to the township as

there are a number of public improvements that need to be completed. Mr. Holman scheduled a meeting with the builder January 10<sup>th</sup> and they will be contacting the developer as well. He noted the process that the developer must complete before the roads are dedicated.

**LUCIANI** Mr. Luciani noted that there is still one home that was not completed on Grant Drive that has a storm water basin, and until that situation is resolved the township will not take the road for dedication. He noted there are some funds that remain in place from the developer which guarantee those improvements.

**HOLMAN** Mr. Holman stated that they will contact S&A Homes to see if they could move forward and complete the work. Mr. Holman was aware of a situation that existed with one empty lot that impacts a drainage basin.

**PAYNE** Mr. Payne asked what recourse they would have to get S&A to plow, since it's still under their responsibility.

**HOLMAN** Mr. Holman responded that the developer is required to maintain it, which would also include plowing and salting. They will discuss it with the developer, and if Mr. Payne would call him next week, mid-week he would let him know the result.

**DVORYAK** Chairman Dvoryak asked Mr. Holman whether there were other private roads in the township with similar issues.

**HOLMAN** Mr. Holman responded that this street was the only one for which he had received calls. They try to stay up on the private roads. They have received calls where water is laying on roads, especially recently with a lot of black ice. They had gone out and reviewed them. Mr. Hodgkinson had been taking care of that with some special salting areas, as well as identifying why additional water is coming on to roadways.

**SCHENCK** Mr. Schenck commented that seven years is a long time to still be owned by the developer. He asked when the township would start pulling bonds and getting aggressive.

**LUCIANI** Mr. Luciani stated that the housing market had slowed. S&A had a number of vacant lots. Recently there had been significant activity for building permits.

**SCHENCK** Mr. Schenck asked if there was anything the township could do to encourage the developer to complete their development. He asked if there was any regulation that needed to be changed.

**HOLMAN** Mr. Holman noted that the public improvements must be completed before the township adopts the road and is responsible for that road.

**SPRINGETTSBURY TOWNSHIP  
REGULAR MEETING**

**JANUARY 9, 2014  
APPROVED**

**SCHENCK** Mr. Schenck asked whether Mr. Payne has the contact information for S&A for whoever is responsible for dispatching plowing, etc.

**HOLMAN** Mr. Holman noted that Ms. Lang has that information and will be glad to provide it to Mr. Payne. He commented that Mr. Payne would have a better chance at getting some action than the township. However, they will meet with S&A and try to get them to expedite what needs to be done for an offer of dedication.

**PAYNE** Mr. Payne noted he would call Mr. Holman next week and appreciated the help.

**ECKERT** Don Eckert, Springettsbury Township reported that the York three-ton heating unit had been installed at Station 89.3 on North Sherman Street, at a cost of \$5,245 paid for by the volunteers, which are managed by the Board of Directors of the Springettsbury Township Volunteer Fire Company. He emphasized that neither the Fire Chief nor the township has any responsibility for either of the fire stations on East Market Street or North Sherman Street. He read a letter concerning the fund raising efforts of the Springettsbury Volunteer Fire Company that had been sent to The Daily Record and refuted all the misstatements in the letter.

- Fire Police are volunteers and are not paid. They receive a gas cost stipend from the volunteer funds to pay for personal cars idling at incident scenes.
- Volunteer Fire Company receives money into the Fire Relief Aid Association. Use of that money is governed by the Auditor General of Pennsylvania.
- Springettsbury Township Volunteer Fire Company and the Relief Aid Association have placed \$1.3 million towards the construction of the new fire station, which is true; however, \$200,000 of that is from the Relief Association, totally separate by state law. It's not fire company money.
- Cycle of money from the Volunteer Fire Company to the township. Fact: there is no cycle of money in either direction from the township or to the township.

Mr. Eckert concluded that he did not understand why someone would waste time and energy to insight mistrust and hatred towards people who are volunteering and doing a high-caliber, terrific job for the residents of Springettsbury Township.

**GILGORE** Mary Ann Gilgore, 2177 Fineview Road, stated she had lived in their home for 47 years. They put in the sewer in 1966 and had no water problems on their street before that time. Following that, every year spring, summer and winter they have had either water flowing or ice forming three feet wide in front of the home. She spoke for her neighbors as well and ask whether the township could look at the situation to see what can be done to take care of the problem.

**DVORYAK** Chairman Dvoryak asked her whether the township had ever come out to look at the situation or determine what had caused it.

**GILGORE** Ms. Gilgore responded that some 10 years ago someone had come out but not recently, but they hadn't complained.

**HOLMAN** Mr. Holman stated he had received an email on that this date, which was one of the icing problems reported. Mr. Hodgkinson went out to see the situation and will be providing a report. As a temporary measure the truck went out and spread salt and cinders. He, Mr. Hodgkinson and Mr. Luciani will be reviewing that in more detail and will be back in touch with Ms. Gilgore.

**GILGORE** Ms. Gilgore thanked them for any assistance they can provide.

#### **4. ENGINEERING REPORTS**

A. Environmental Engineer – Buchart Horn, Inc.

**CRABILL** Mr. Crabill stated he had provided his monthly report and had no changes. He offered to respond to any questions the board might have. There were none.

B. Civil Engineer – First Capital Engineering, Inc.

**LUCIANI** Mr. Luciani stated he had provided his monthly report. He had two additions to his report. One, there had been a significant increase potential development/building in the township. Two, FEMA has remapped changes in the flood plains throughout the township, some of which will impact homeowners. They will report on those impacts in the future.

**SCHENCK** Mr. Schenck asked Mr. Luciani for clarification concerning the traffic signal removal at Chambers Road. He noted that Mr. Luciani did not think it would be a long-term solution.

**LUCIANI** Mr. Luciani responded with a review of the scenario surrounding the traffic signal at Chambers Road. Springettsbury Township and Heritage Hills have a Developers Agreement to install a signal at Plymouth Road. PennDOT has been working on the I-83/Mt. Rose Avenue corridor up to the Cape Horn Road/Edgewood Road. PennDOT removed the light at Chambers Road. Six years ago, he and Mr. Holman had attended many meetings with the townships and PennDOT and the concept/plan was to extend a road from Mr. Slatky's car wash in to Heritage Hills to provide a traffic relief point for the homes in York Township (600 dwelling units), which have great difficulty getting out. That involved an attempt at condemning property, and the York Township

Commissioners were not interested in participating with Heritage Hills. It is a problem which will impact the Mt. Rose Avenue corridor.

**SWOMLEY** Mr. Swomley commented that the Planning Commission had worked on an internal flow of traffic through Heritage Hills so that traffic could come out at the new signalized intersection at Plymouth Road.

**LUCIANI** Mr. Luciani responded that he was correct, but it never materialized because it involved land in York Township.

**HOLMAN** Mr. Holman reported that the Developers Agreement was approved and is in place for the traffic light. Springettsbury Township, York Township and PennDOT all had worked together on the idea of a local access road through there. PennDOT could not condemn; York Township was not interested; the property owner was not interested in selling; therefore, that plan was put aside and the plan was just to continue with the traffic light at Plymouth Road. It was made clear that the light at Chambers road would be eliminated, and it was to be a right-in, right-out only.

**DVORYAK** Chairman Dvoryak commented that he had received a communication from Representative Saylor regarding a new Transportation Bill that was passed. Additional funding will be coming to various municipalities including Springettsbury. It noted that there will be money available to coordinate traffic signals to alleviate congestion in certain areas. Chairman Dvoryak asked whether any details had been received as to whether there are certain designated areas within the township.

**LUCIANI** Mr. Luciani responded that traffic signals along Route 30 are the township's to maintain. The new technology allows for a much better communication between signals. One signal loop is from Kenneth Road in West Manchester Township all the way to North Hills Road. In addition, Springettsbury was one of the first communities to have a closed loop signal from Pleasant Valley Road to Eastern Boulevard, all one signal system. It would be nice if the Market Street loop would get new signals. Mt. Rose Avenue is a state road, but if the grant money is available, it would be great to see that reduce congestion in Springettsbury Township.

**HOLMAN** Mr. Holman reported that he had been contacted by York County and had advised them that Springettsbury would like to participate. He will report further in his Manager's Report. He added that they had recently completed a road audit safety report for Market Street which will be included. Route 30 is part of it, and they want to have Concord Road and the other loop detector system updated as well. They will be meeting with York County to work on this as a joint venture, which

assists in obtaining grants. Representative Saylor, as well as Representative Gillespie had been very helpful in working on those projects.

**5. CONSENT AGENDA**

- A. Acknowledge Receipt of November 30, 2013 Treasurer's Report.
- B. Board of Supervisors Budget #2 Meeting Minutes – October 9, 2013.
- C. Board of Supervisors Budget #3 Meeting Minutes – October 30, 2013.
- D. Board of Supervisors Budget #4 Meeting Minutes – November 14, 2013.
- E. Board of Supervisors Conditional Use Hearing Meeting Minutes – December 12, 2013.
- F. Lobar, Inc. – Springettsbury Fire Building Project – Application for Payment No. 5 in an amount not to exceed \$226,387.26.
- G. Shannon A. Smith, Inc. – Fire Building Project – Application for Payment No. 4 in an amount not to exceed \$46,259.10
- H. Regular Payables as Detailed in the Payable Listing of January 9, 2014.

**MS. LANDIS MOVED TO APPROVE CONSENT AGENDA ITEMS A THROUGH H. MOTION UNANIMOUSLY CARRIED.**

**6. BIDS, PROPOSALS, CONTRACTS, AND AGREEMENTS**

- A. Authorization to Enter into Agreement with CSB Technologies for Purchase, Transfer and Installation of Telephone Equipment for the New Fire Station in an amount not to exceed \$16,114.06.

**MR. SCHENCK MOVED TO ENTER INTO THE AGREEMENT WITH CSB TECHNOLOGIES FOR THE PURCHASE, TRANSFER AND INSTALLATION OF TELEPHONE EQUIPMENT IN THE NEW FIRE STATION IN AN AMOUNT NOT TO EXCEED \$16,114.06. MOTION UNANIMOUSLY CARRIED.**

- B. Authorization to Enter into Agreement with Hoffman Ford for the Purchase of Two(2) Police Vehicles in a total amount not to exceed \$59,300 (\$29,650 each).

**MR. SCHENCK MOVED TO ENTER INTO AGREEMENT WITH HOFFMAN FORD FOR THE PURCHASE OF TWO POLICE VEHICLES IN THE TOTAL AMOUNT NOT TO EXCEED \$59,300.**

**HOLMAN** Mr. Holman stated that the purchase of two police vehicles had been discussed during the budget process. An 11-month study had been completed by the township police department officers including Chief Hyers, Lt. King and Lt. Stump, fleet managers, and mechanics with a recommendation to purchase SUV's versus the Ford Taurus.

**LANDIS** Ms. Landis proposed several questions surrounding the proposed purchase of two vehicles versus one. She noted that the vehicle purchase price of \$29,650 each

would not include the installation of additional equipment, which for two vehicles would amount to approximately \$80,000. She noted that during her time on the board there had been four, three and one purchased during specific years. She asked whether the police force would stop working if they did not receive the two vehicles requested. The reason she questioned the purchase was due to the fact that the police department had received three brand new vehicles in 2013, and with the recent tax increase and no additional staff members, the cost of one car could be eliminated.

**HYERS** Chief Hyers explained his budgeting process for the new board members. He reiterated that he alone had not made the decision to request three vehicles; it had been made by a team of police officers, fleet managers and mechanics. He explained that the cars are used 24/7 in extreme weather and emergency conditions. The three vehicles in question were A4, A6 and A8. He stated that A4 and A6 had been placed aside because they cannot pass inspection without extensive maintenance. A8 has a rusted frame but will be used in a lesser capacity for the schools. He stated that his plan for future purchases is to get on a regular yearly schedule for the purchase of two vehicles.

**LANDIS** Ms. Landis asked whether Chief Hyers would be willing to turn his car over and he would use one of the ones with higher mileage.

**HYERS** Chief Hyers responded that he would do whatever the board decided.

**HOLMAN** Mr. Holman stated that he recalled the police received a JAG Grant in 2010 for a new Police Chief's vehicle, which is designated to be used only as a Chief's vehicle. He noted that three cars were received in 2013 because there were funds left in the 2012 budget for the purchase.

**SCHENCK** Mr. Schenck noted that Ms. Landis had not been present during the entire discussion regarding the purchase of police vehicles which had been held during the budget process.

**PHAN** Ms. Phan commented that if three cars were to be purchased, in a certain amount of time those vehicles would have to be replaced. It would be important to look ahead to potential purchases.

**HYERS** Chief Hyers responded that the projection should probably be two cars per year barring unforeseen circumstances.

**SWOMLEY** Mr. Swomley noted that simple math at 25,000 to 30,000 miles a year it might even be three a year if there's a five-year turnaround with heavy use.

**LANDIS** Ms. Landis added a comment for the minutes that if the board, should it be approved, would authorize the agreement for the purchase of two vehicles not to exceed \$59,300; however, with the additional installations the amount will be approximately \$80,000. She did not see it as being financially responsible.

**SCHENCK** Mr. Schenck stated that it would be financially irresponsible to not replace the cars on a rotating basis as they need to be replaced.

**DVORYAK** Mr. Dvoryak stated that he would support the purchase. He agreed that there are certain costs that the board could review; however, when public safety is a concern and the professionals in a team state that they've reviewed, analyzed and recommend it is the right thing to do to prevent incidents later or compromise public safety, he would rather err on the side of making the purchase and move forward.

**MOTION CARRIED 4/1. MS. PHAN, MESSRS. SWOMLEY, DVORYAK AND SCHENCK VOTED IN FAVOR; MS. LANDIS VOTED OPPOSED.**

C. Authorization to Enter into Agreement with New Holland Agriculture for the Purchase of One(1) 4x4 Bi-Directional Tractor in an amount not to exceed \$109,275.53.

**MR. SCHENCK MOVED TO ENTER INTO THE AGREEMENT WITH NEW HOLLAND AGRICULTURE FOR THE PURCHASE OF ONE TRACTOR IN THE AMOUNT NOT TO EXCEED \$109,275.53. MOTION UNANIMOUSLY CARRIED.**

D. Authorization to Enter into Agreement with U. S. Municipal Supply for the Purchase of Mowing and Snow Removal Equipment for the above listed Tractor in an amount not to exceed \$92,000.

**MS. LANDIS MOVED TO AUTHORIZE TO ENTER INTO AGREEMENT WITH U. S. MUNICIPAL SUPPLY FOR THE PURCHASE OF MOWING AND SNOW REMOVAL EQUIPMENT FOR THE ABOVE LISTED TRACTOR IN AN AMOUNT NOT TO EXCEED \$92,000. MOTION UNANIMOUSLY CARRIED.**

**7. SUBDIVISIONS AND LAND DEVELOPMENT**

There were none for action.

**8. COMMUNICATION FROM SUPERVISORS**

**SCHENCK** Mr. Schenck reported that he had received an excellent annual report from the Parks and Recreation Department. He noted that attendance was up in every area. Youth in the township are taking advantage of the programs (48%). Additionally, the report identified two parks that require upgrades for ADA compliance and the Creative Playground/wooden playground will require upgrades as well.

**HOLMAN** Mr. Holman added that the report will be made available on the website.

**DVORYAK** Chairman Dvoryak commented on the Parks and Recreation report as well. He passed along to the staff and everyone who plays a role in the success of the activities, which included the Parks and Recreation Committee, the business partners, residents, staff and the Board of Supervisors who support it through the budget each year. One item for which he receives many positive comments from the residents is the appreciation of the Parks and Rec programs that are offered. It provides them pride in the community. He asked Mr. Holman to be sure to pass that along to the staff.

## **9. SOLICITOR'S REPORT**

**RAUSCH** Solicitor Rausch stated he had nothing to report.

## **10. MANAGER'S REPORT**

**HOLMAN** Mr. Holman commented with regard to the FEMA change in the flood plain mapping system. He reported that Ms. Lang, with her staff, had sent letters to all of the identified and impacted property owners, which is the township's responsibility. An MS4 meeting will be held with those property owners and it is hoped that representatives from the U. S. Corps of Engineers will attend as well. The meeting will be held on February 5, 2014 at 7 p.m.

**LANG** Ms. Lang added that FEMA had offered to have people available at that meeting as well. Information had been posted on the website, and they had contacted every property owner (about 80) where the FEMA floodplain is getting larger as a result of the new mapping. There are some that will experience flood plain issues for the first time on their property.

**HOLMAN** Mr. Holman noted that if the flood plain extends and a property is impacted and is mortgaged, the property owner will have to obtain flood insurance, which is extremely expensive.

## **11. ORDINANCES AND RESOLUTIONS**

A. Ordinance No. 2014-01 – Amending Chapter 27.2 of the Code of Ordinances to Increase Membership of the Township's Historic Preservation Committee from Seven to a Maximum of Nine Members.

**MS. LANDIS MOVED TO APPROVE ORDINANCE NO. 2014-01 AMENDING CHAPTER 27.2 CODE OF ORDINANCES TO INCREASE MEMBERSHIP OF THE TOWNSHIP'S HISTORIC PRESERVATION COMMITTEE FROM SEVEN TO A MAXIMUM OF NINE MEMBERS. MOTION UNANIMOUSLY CARRIED.**

- B. Resolution 2014-25 – Agreement with PennDOT to Utilize the dotGrants On-Line Reporting System to File the Required Liquid Fuels Forms Annually.

**MR. SWOMLEY MOVED TO ADOPT RESOLUTION 2014-25 AGREEMENT WITH PENNDOT TO UTILIZE THE DOTGRANTS ON-LINE REPORTING SYSTEM TO FILE THE REQUIRED LIQUID FUELS FORMS ANNUALLY. MOTION UNANIMOUSLY CARRIED.**

- C. Authorization to Advertise Ordinance Amending Police Pension, Death and Disability Plan to Comply with January 1, 2013 Collective Bargaining Agreement; Officer-in-Charge (OIC) Compensation.

**MR. SCHENCK MOVED TO AUTHORIZE THE ADVERTISEMENT OF THE ORDINANCE AMENDING THE POLICE PENSION DEATH AND DISABILITY PLAN. MOTION UNANIMOUSLY CARRIED.**

**12. OLD BUSINESS**

There was no Old Business for discussion.

**13. NEW BUSINESS**

**SWOMLEY** Mr. Swomley noted many discussions over the past few months concerning openness and transparency in government. He had read through notes from budget meetings covering costs to put audio on the website. Mr. Swomley stated he has background in IT and had discussed a common sense approach to accomplish it.

**MR. SWOMLEY MOVED THAT THE BOARD OF SUPERVISORS DIRECT THE TOWNSHIP MANAGER TO MAKE RECORDINGS OF THE BOARD OF SUPERVISORS MEETINGS AVAILABLE ON THE TOWNSHIP WEBSITE UNTIL SUCH TIME AS THE MINUTES OF THE MEETING ARE APPROVED AND BECOME THE PERMANENT LEGAL RECORD OF THE MEETING, AT WHICH TIME THAT RECORDING CAN BE REMOVED FROM THE WEBSITE THEREBY PRESERVING SPACE. MR. SCHENCK WAS SECOND. MOTION UNANIMOUSLY CARRIED.**

**14. ADJOURNMENT**

**DVORYAK** Chairman Dvoryak adjourned the meeting at 8:42 p.m.

Respectfully submitted,

John Holman  
Secretary  
ja