

**SPRINGETTSBURY TOWNSHIP
REGULAR MEETING**

**JANUARY 11, 2024
APPROVED**

The Springettsbury Township Board of Supervisors held a Regular Meeting on Thursday, January 11, 2024 at 7:00 p.m. at the Municipal Complex, 1501 Mt. Zion Road, York PA in person and by Zoom.

MEMBERS IN

ATTENDANCE: Mark Swomley, Chairman
George Dvoryak, Vice Chairman
Charles Wurster, Assistant Secretary/Treasurer
Don Bishop (via Zoom)
Bob Cox

ALSO IN

ATTENDANCE: Mark Hodgkinson, Township Manager
James Sanders, Solicitor
John Luciani, Township Engineer
Diana Young, Environmental Engineer
Dori Bowders, Director of Administrative Operations
Randall Heilman, Community Development Director
Nitza Sanchez-Bowser, Human Resources Director
Todd King, Chief of Police
Daniel Hoff, YAUFRR Chief (via Zoom)
Angel Diaz, HR Assistant
Sue Sipe, Stenographer

1. CALL TO ORDER

A. Opening Ceremony

SWOMLEY Chairman Swomley called the Regular Meeting to order and led the Pledge of Allegiance.

B. Oath of Office – Patrolman Dylan Kimbar

SWOMLEY Chairman Swomley administered the Oath of Office to Patrolman Dylan Kimbar

KING Chief King welcomed Patrolman Kimbar and read “The Springettsbury Badge”.

2. ANNOUNCEMENT OF EXECUTIVE SESSIONS

SWOMLEY Chairman Swomley announced there were no Executive Sessions since the last meeting.

3. COMMUNICATION FROM CITIZENS

There were none.

4. ENGINEERING REPORTS

A. Environmental Engineer – Buchart Horn, Inc.

YOUNG Ms. Young stated she had no updates to her report. She offered to answer any questions.

B. Civil Engineer – First Capital Engineering, Inc.

LUCIANI Mr. Luciani stated he had no updates to his report. He offered to answer any questions.

5. CONSENT AGENDA

A. Board of Supervisors Regular Meeting Minutes - December 14, 2023

B. Regular Payables as Detailed in Payables Listing of January 11, 2024

C. MidState Mechanical & Electrical, LLC - Springettsbury Township Building Renovation and Expansion Project - Application for Payment No. 25 in an amount not to exceed \$9,724.20

MR. DVORYAK MOVED TO APPROVE ITEMS A THROUGH C ON THE CONSENT AGENDA INCLUDING THE REVISION TO THE MINUTES OF DECEMBER 14, 2023. MR. WURSTER WAS SECOND. MOTION UNANIMOUSLY CARRIED.

6. BIDS, PROPOSALS, CONTRACTS, AND AGREEMENTS

A. Authorization for Chairman and Township Manager to Sign Springettsbury Township Stormwater Operation & Maintenance Agreement for Municipal Complex

MR. WURSTER MOVED TO AUTHORIZE THE CHAIRMAN AND TOWNSHIP MANAGER TO SIGN SPRINGETTSBURY TOWNSHIP STORMWATER OPERATION & MAINTENANCE AGREEMENT FOR THE MUNICIPAL COMPLEX. MR. COX WAS SECOND. MOTION UNANIMOUSLY CARRIED.

B. Authorization to Enter into 5-Year Agreement for Purchase/Replacement of In-Car Cameras, Body Cameras and TASER System for Police Department through AXON Enterprises, Inc. in the grand total amount not to exceed \$348,894.86 (Sole Source)

2024 - \$90,748.01

2025 - \$60,791.01
2026 - \$63,222.66
2027 - \$65,751.56
2028 - \$68,381.62

KING Chief King explained this would entail the replacement of the entire camera network to include in-car cameras and TASER System. He noted they are incorporating the digital weapons software which will take digital evidence from the street and allow them to send a link to the evidence management software. As noted, the cost will be spread over a 5-year period and at the end they will own the system.

Chief King noted during this timeframe there is a 5-year warranty on all equipment. In addition, for the body cameras there will be two replacements of technology during 2026 and 2028. The in-car cameras will be refurbished one time throughout the system. If any new technology is developed during the 5-year contract they will upgrade the system.

Chief King stated the system meets the Pennsylvania State Police requirements for protection of the data and meets the Criminal Justice Information System for receipt of certifications. He also noted they are required by State law to vet through the State Police any body camera or storage solution and they have already received that approval.

Chief King indicated regarding the budget process, this purchase was included on the Capital Improvements Plan and the overall costs were reviewed with Ms. Hummel to determine what the savings entailed with other items that could be removed because of this purchase.

MR. WURSTER MOVED TO AUTHORIZE ENTERING INTO 5-YEAR AGREEMENT FOR PURCHASE/REPLACEMENT OF IN-CAR CAMERAS, BODY CAMERAS AND TASER SYSTEM FOR POLICE DEPARTMENT THROUGH AXON ENTERPRISES, INC. IN THE GRAND TOTAL AMOUNT NOT TO EXCEED \$348,894.86. MR. COX WAS SECOND. MOTION UNANIMOUSLY CARRIED.

7. SUBDIVISIONS AND LAND DEVELOPMENT

- A. LD-2023-0003 - Molimo, LLC, 1410 Eden Road - Expansion of Parking Lot and Testing Area (Discussion)
Neil Metzger, Site Design Concepts
Rich Biscoe, President of Molimo, LLC

HEILMAN Mr. Heilman stated the plan was presented at the Planning Commission at which time the Planning Commission made a recommendation to the Board of Supervisors on the three requested waivers. The developer asked to present to the

Board of Supervisors to address the waiver/modification requests to obtain feedback to decide how to move forward.

Mr. Heilman indicated the Planning Commission recommended approval to the Board of Supervisors for the sidewalks and streetlights with the 6-month note on the plan. They also approved the landscaping as it was shown on the plan.

METZGER Mr. Metzger indicated Molimo, LLC is proposing to expand the parking lot and outside test area at their facility which has been in operation since 2015. This is at the former 84 Lumber site. Two of the waivers in question is for sidewalks and street lights to be installed with a 6-month notice. Construction of the sidewalks would be more costly than typical since it would require fill along the northern half of Eden Road. Mr. Metzger pointed out the location of the frontage, noting due to the unique topographical setting and cost associated with the probability that it would not be constructed north since there are two basins and there is a stretch of road where it is against the railroad right-of-way.

Mr. Metzger indicated the second waiver is for landscaping and the streetscape buffer required along Route 30. He noted driving by the location it is difficult to see the bottom of the building so any landscaping would not be visible.

Mr. Metzger stated they are proposing a less extensive streetscape landscaping along the section of Eden Road which would be a modification.

It was noted the accessory structure with the outside testing area is completely fenced in.

HODGKINSON Mr. Hodgkinson questioned if the six months note for sidewalks and streetlights were approved, would the installed landscaping be in the way of construction of the sidewalk and streetlights.

METZGER Mr. Metzger indicated they could plan for the landscaping so if that requirement were invoked by the Township, it would not affect the landscaping.

Discussion was held regarding the installation of sidewalk, noting there is a there is a sidewalk across the street.

BISCOE Mr. Biscoe indicated the Planning Commission talked about the extension of sidewalk across the street. He noted the Planning Commission recommended to allow for the waiver and a mid-block non-signalized crossing. The safety aspect was discussed, and they determined it was not feasible.

DVORYAK Mr. Dvoryak questioned what the destination for pedestrians would be using the sidewalks since there are no other businesses in the area. He indicated he would be comfortable with the 6-month note for the sidewalk, the street lights and the modified buffer.

BISHOP Mr. Bishop asked for clarification of what the Board’s role is at this time.

BISCOE Mr. Biscoe indicated they were hoping the Board could act because they need to invest a significant amount of money to go to the next step since this is in a floodplain area and need to ensure they can satisfy those requirements as well as requiring the storm water runoff. He noted they were hoping to receive a formal recommendation from the Board to move forward with the plan with the waivers/modifications.

HODGKINSON Mr. Hodgkinson indicated it was added to the agenda and advertised as discussion only since the Board would not be reviewing the entire plan.

HEILMAN Mr. Heilman stated the plan will go back to the Planning Commission as they still have items to be addressed. There has no been a formal recommendation for the plan in totality.

SWOMLEY Chairman Swomley acknowledged there is general agreement for the 6-month note for the sidewalk, the street lights and the modified buffer yard as recommended by Mr. Heilman.

BISCOE Mr. Biscoe provided insight to the project explaining since the property is in a floodplain, they cannot add additional impervious surface. He noted because they added gravel for the expansion of their testing area, they were fined by the Township. Consequently, in meeting with the Township they are doing the work with the engineer adhering to the requirements, i.e., retention pond, etc. Consequently, they are adding the parking lot with the ability to add gravel and do more testing.

It was recommended the developer provide an exhibit plan showing the location of a potential sidewalk if required by the 6 months note. It was noted if the 6-month note is shown on the plan, then the exhibit plan would be recorded.

8. COMMUNICATION FROM SUPERVISORS

COX Mr. Cox indicated the Bylaws for the Springettsbury Township Volunteer Fire and Rescue Board require an annual audit of their books, which for the past five years has not been done. He noted Mr. Hodgkinson has consulted with Ms. Hummel to determine a plan of completion.

Mr. Cox stated regarding the Galleria, he was in conversation with a friend who works for CBL and handles several malls, and they discussed the Bon Ton parcel, as well as the closing of the Christmas Tree Shop at the Town Center.

BISHOP Mr. Bishop referred to a letter sent to the Board November 20 from a developer in the Township who was concerned about the conduct of several volunteers. He questioned if the Board should take any action on the situation. He indicated Solicitor Rausch suggested the person or persons should recuse themselves.

SANDERS Solicitor Sanders stated he was made aware of the situation and noted it is a political process and it is incumbent upon the volunteer to recuse themselves. He noted there is no mechanism to enforce the person to recuse themselves. He indicated he supported what Solicitor Rausch had advised in that situation. His recommendation was for the Board to stay apprised as they go through the process of vetting for the Planning Commission.

BISHOP Mr. Bishop indicated he agreed with that advice and noted it is unfortunate it comes after the Board could have considered it during the reappointment process.

9. COMMITTEE REPORTS

There were none.

10. SOLICITOR'S REPORT

SANDERS Solicitor Sanders stated he had nothing to report and would have a report for the next meeting.

11. MANAGER'S REPORT

HODGKINSON Mr. Hodgkinson indicated he had nothing to add to his written report.

BISHOP Mr. Bishop referred to the discussion about the Comprehensive Plan meeting scheduled for February in which Mr. Hodgkinson referred to a draft version. He asked if it would be appropriate for the Board to review the draft plan.

HODGKINSON Mr. Hodgkinson stated affirmatively, noting it would be part of the scheduling of the work session. He noted he and Mr. Heilman are meeting with Ms. Hull next week. He will send the draft plan to the Board after that meeting pending revisions.

WURSTER Mr. Wurster indicated the Steering Committee met and they have until January 13 to provide comments or revisions to the draft.

12. ORDINANCES AND RESOLUTIONS

- A. Resolution No. 2024-27 – Disposition of Records

**MR. DVORYAK MOVED FOR ADOPTION OF RESOLUTION NO. 2024-27
DISPOSITION OF RECORDS. MR. WURSTER WAS SECOND. MOTION
UNANIMOUSLY CARRIED.**

13. OLD BUSINESS

There was none.

14. NEW BUSINESS

- A. Authorization for Township Manager to Execute Accessions and Gift Agreement with the Pennsylvania Historical and Museum Commission for Camp Security Artifacts Found in 2023 (Tabled on December 14, 2023)

SWOMLEY Chairman Swomley noted during the discussion at the December meeting, a question was asked if there was any wording in the document that allowed the Board to request to display the artifacts here in the Township.

WURSTER Mr. Wurster read the following section in the document, “I hereby unconditionally give, donate and bestow and send over to the Commonwealth of Pennsylvania the Historical Commission property described on this paper appended to inventory to be used or disposed of by PHMC in their unrestricted discretion.” Mr. Wurster stated he interpreted this to indicate the Township has no recourse or say in what happens. He questioned if the Board could negotiate a special arrangement with the PHMC.

JONATHAN STAYER Mr. Stayer indicated this is the standard agreement which the PHMC issues to any archeological project in the State. He noted it gives the Historical Museum Commission ownership of the artifacts, and there is nothing that prevents the Township from borrowing back any of the artifacts. He indicated they were hoping the new building would have space to bring more artifacts back to display.

BISHOP Mr. Bishop recommended the PHMC adjust their standard agreement to allow the artifacts to be displayed.

SANDERS Solicitor Sanders recommended Mr. Stayer contact the attorney and have them contact him to discuss and modify the language in the agreement.

CAROL TANZOLA Ms. Tanzola commented when she first started this project in 1998, she was originally told there were 3,000 artifacts found at Camp Indulgence which is above the location of Camp Security. She discovered there are 15,000 artifacts at the State Museum. She believed the best safekeeping place is in the Historical Museum Commission. She noted they were able to borrow items and that has always been accessible.

- B. Acknowledge Receipt of SEK's 2022 Financial Statements for the Period Ending December 31, 2022

MR. DVORYAK MOVED TO ACKNOWLEDGE RECEIPT OF SEK'S 2022 FINANCIAL STATEMENTS FOR THE PERIOD ENDING DECEMBER 31, 2022. MR. WURSTER WAS SECOND. MOTION UNANIMOUSLY CARRIED.

14. ADJOURNMENT

SWOMLEY Chairman Swomley adjourned the meeting at 8:21 p.m.

Respectfully submitted,

Doreen K. Bowders
Secretary

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