

**SPRINGETTSBURY TOWNSHIP
REGULAR MEETING**

**JANUARY 13, 2022
APPROVED**

The Springettsbury Township Board of Supervisors held a Regular Meeting on Thursday, January 13, 2022 at 7:00 p.m. at the offices of York Area Fire and Rescue located at 50 Commons Drive, York, PA in person and by Zoom technology.

MEMBERS IN

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

ALSO IN

ATTENDANCE: Mark Hodgkinson, Township Manager
Charles Rausch, Solicitor
John Luciani, Civil Engineer
Diana Young, Environmental Engineer
Dori Bowders, Director of Administrative Operations
Teresa Hummel, Director of Finance (via Zoom)
Dan Hoff, YAUFR Chief via Zoom
Tony Beam, Police Department
Abby Gibb, Communications Manager
Jean Abreght, Stenographer

1. CALL TO ORDER

A. Opening Ceremony

SWOMLEY Chairman Swomley called the January 13th meeting to order and led the Pledge of Allegiance.

B. Oath of Office – Patrolman Patrick Daugherty

SWOMLEY Chairman Swomley administered the Oath of Office to Patrolman Patrick Daugherty.

BEAM Lt. Tony Beam noted that Chief King was unable to be present this date; however, he has an additional Oath to administer to Patrolman Patrick Daugherty at a future date.

2. ANNOUNCEMENT OF EXECUTIVE SESSIONS

SWOMLEY Chairman Swomley announced that an Executive Session was held following the January 3, 2022 Organization meeting to discuss personnel.

3. COMMUNICATION FROM CITIZENS

There were no Citizen Comments.

4. ENGINEERING REPORTS

A. Environmental Engineer – Buchart Horn, Inc.

YOUNG Diana Young had provided a monthly report to the Board. She had no updates.

B. Civil Engineer – First Capital Engineering, Inc.

LUCIANI John Luciani had provided a monthly report to the Board as well. He had one update with regard to Davies Drive. The County requested that the sidewalk drawing be altered to include sidewalk on both the east and the west sides. He noted that the grant money is in place, and when the funds are available the cost estimates can be updated, the erosion control application can be prepared, and bid documents begin. He indicated it was possible that work could begin by late summer 2022. The PUC had extended the timeline for the signalization, which is to be done by East Penn Railroad and their subcontractor, Black Diamond; signal plans have not been submitted.

5. CONSENT AGENDA

- A. Board of Supervisors Budget Presentation Minute – November 17, 2021
- B. Board of Supervisors Regular Meeting Minutes December 9, 2021
- C. Regular Payables as Detailed in Payable Listing of January 13, 2022
- D. Uhrig Construction, Inc. – Springettsbury Township Building Renovation and Expansion Project – Application for Payment No. 7 in an amount not to exceed \$365,828.11
- E. Midstate Mechanical & Electrical, LLC – Springettsbury Township Building Renovation and Expansion Project- Change Order No. CO-03-E in the amount not to exceed \$1,604.27
- F. Midstate Mechanical & Electrical, LLC – Springettsbury Township Building Renovation and Expansion Project – Application for Payment No. 6 in an amount not to exceed \$112, 227.25
- G. Frey Lutz Corporation – Springettsbury Township Building Renovation and Expansion Project – Application for Payment No. 7 in an amount not to exceed \$163,132.98
- H. Realty Transfer Tax Refund Request – 1585 Parkview Road (Parcel No. 46-000-17-0024.A0-00000) for Tax Year 2021 in an amount not to exceed \$720

- I. Reich Acquisitions One, LLC (Toyota of York) – Closeout of Bond Security Estimate in the amount of \$5,820.10
- J. LMS Gabriel Brothers Plaza, 1248 Greenspring Drive – Bond Reduction in the amount of \$17,737.04 (remaining bonded amount \$1,249.38)

MR. DVORYAK MOVED TO APPROVE CONSENT AGENDA ITEMS A THROUGH J. MR. WURSTER WAS SECOND. MOTION UNANIMOUSLY CARRIED.

A. BIDS, PROPOSALS, CONTRACTS, AND AGREEMENTS

Authorizing Township Manager to Enter Into and Execute \$200,000 Grant Agreement with National Fish and Wildlife Foundation for WWT West Tributary Project (MS4 Streambank Restoration)

MR. WURSTER MOVED TO AUTHORIZE THE TOWNSHIP MANAGER TO ENTER INTO AND EXECUTE THE AGREEMENT WITH THE NATIONAL FISH AND WILDLIFE FOUNDATION WITH REGARD TO THEIR GRANT. MR. DVORYAK WAS SECOND. MOTION UNANIMOUSLY CARRIED.

6. SUBDIVISIONS AND LAND DEVELOPMENT

- A. Request for Waiver of Subdivision Plan Review – 700 North Sherman Street (Standard Concrete)

LUCIANI Mr. Luciani provided some background information on the waiver request. He reported that Snyder Secary & Associates was purchased recently by Pennoni Associates. The plan is to design and construct a warehouse at 700 North Sherman Street. The site is an Act 2 Environmental site. He noted several items:

- Springettsbury owns a sanitary sewer line which is located in Spring Garden Township. This is not shown on the Sherman Street plan.
- Important to know the location of the manhole, the width, easement and stream.
- PennDOT will move the creek out of the way for I-83, and the municipal boundary line will be under the Interstate 83.

STAGER Todd Stager with Pennoni Associates introduced himself. He represented the plan. He produced a survey with everything located on the plan. He noted it will be a big project with PennDOT extending to six lanes. He hoped the Board would act on the Waiver and enable him to work through the details with Mr. Luciani. There are three existing lots owned by Standard Concrete that are being combined into one lot. There are no improvements, just re-drawing the line and recording it in the Courthouse. It will not affect the sanitary sewer line at all. PennDOT will need to deal with that.

BISHOP Mr. Bishop noted his concern about the sewer main and indicated the importance to protect the Township’s interests. He suggested that if information that is needed by Mr. Luciani and Mr. Heilman can be secured during the next week, the Board can approve the Waiver in two weeks.

COX Mr. Cox agreed with Mr. Bishop in that the Board normally approves plans that contain all necessary information. He noted that a two-week delay should not be detrimental to Inch & Co.

MR. WURSTER MOVED TO TABLE ACTION ON THIS WAIVER REQUEST UNTIL NEXT MEETING. MR. COX WAS SECOND. MOTION CARRIED 3/2. MESSRS. WURSTER, COX AND BISHOP VOTED IN FAVOR; MESSRS DVORYAK AND SWOMLEY VOTED AGAINST.

7. COMMUNICATION FROM SUPERVISORS

COX Mr. Cox reported that he had received a letter from Gordon Freireich concerning the leaf collection being done before the leaves fell.

HODGKINSON Mr. Hodgkinson responded that the leaf collection schedule has been the same schedule for many years. It had been extended one week longer into the year. The reason the leaf collection is ended is to allow the conversion of snow removal equipment in preparation for winter snows. He noted that an article could be placed in the newsletter explaining the schedule in the future.

8. COMMITTEE REPORTS

There were no Committee Reports.

9. SOLICITOR'S REPORT

RAUSCH Solicitor Rausch referred to item 12 on the Agenda.

10. MANAGER'S REPORT

A. Manager's Report

HODGKINSON Mr. Hodgkinson stated that he had nothing to add to his written report. He offered to respond to questions.

WURSTER Mr. Wurster asked what next step is needed to move forward on the East Tributary Project.

HODGKINSON Mr. Hodgkinson responded that he would need to go to the County Consortium to request funding for it. Following that he will come to the Board with information on the East Tributary Project. If it goes forward it will be better for the Township than just stream restoration and meeting the MS4 because the creek is impacting one of the roadways negatively. There is a bridge that will be improved as part of it. Anything that the County Consortium does not cover, the ARPA funds (American Relief Plan Funds) are available to use.

12. ORDINANCES AND RESOLUTIONS

A. Authorization to Initiate Procedures to Adopt Zoning Amendments

MR. WURSTER MOVED TO AUTHORIZE THE TOWNSHIP SOLICITOR, ENGINEER AND STAFF TO INITIATE PROCEDURES TO ADOPT ZONING AMENDMENTS. MR. DVORYAK WAS SECOND.

COX Mr. Cox questioned whether current structures housing bars and nightclubs, which are 300 feet from the nearest property line would be grandfathered in.

RAUSCH Solicitor Rausch noted that that language is already there. The only thing he did was just add nightclub. Existing nightclubs would be grandfathered.

MOTION UNANIMOUSLY CARRIED.

B. Resolution No. 2022-25 – Revised 2022 York Area United Fire and Rescue Budget

MR. WURSTER MOVED FOR ADOPTION OF RESOLUTION 2022-25, RESOLUTION APPROVING THE YORK AREA UNITED FIRE AND RESCUE BUDGET FOR THE 2022 CALENDAR YEAR AS PRESENTED. MR. DVORYAK WAS SECOND

RAUSCH Solicitor Rausch clarified that the use of the wording “as presented” should be clarified.

MR. WURSTER MOVED TO ADOPT RESOLUTION NO. 2022-25, RESOLUTION APPROVING THE YORK AREA UNITED FIRE AND RESCUE BUDGET AS REVISED FOR THE 2022 CALENDAR YEAR. MR. DVORYAK WAS SECOND.

BISHOP Mr. Bishop expressed his concern and some confusion surrounding the YAUFRR Budget discussions. He noted the Fire Chief’s significant analysis of staffing requirements including the three new firefighters needed for safety purposes. Following budget discussions the Chief had eliminated the three firefighters. Mr. Bishop noted he had not heard any justification for the new budget and added that the issue was never about the \$300,000, but rather about the process of staffing. He did not think the Board should approve the budget and did not understand the rush.

DVORYAK Mr. Dvoryak responded to Mr. Bishop’s concern and noted that the budget presented is a response to Springettsbury’s non-approval of the proposed YAUFRR Budget. A press release was issued indicating the Township’s review of the staffing requirements. In addition, funds were added for a consultant, which may or may not be used, to review the staffing needs.

BISHOP Mr. Bishop stated that Mr. Dvoryak’s statement concerned him that a \$50,000 consultant fee might be spent, but there is no plan to spend it and no rational way to do so.

MOTION CARRIED 4/1; MESSRS SWOMLEY, DVORYAK, WURSTER AND COX VOTED IN FAVOR; MR. BISHOP VOTED AGAINST.

BISHOP Mr. Bishop noted that he was recently appointed as an Alternate to YAUFRR. It is not reasonable for him to expect that he would be able to attend any meetings in

person in the near future, and YAUFRR had discontinued Zoom meetings, he was not certain he could serve as Alternate.

SWOMLEY Chairman Swomley questioned Chief Hoff as to whether Zoom meetings could be resumed.

HOFF Chief Hoff responded that the meetings on Zoom had been discontinued at the advice of the Solicitor unless it was absolutely necessary to maintain a quorum or have an appropriate attendance. He indicated he would place it on the Agenda for the next meeting.

DVORYAK Mr. Dvoryak questioned when the recommendation was made and was it directed more toward Board members versus having the public present..

HOFF Chief Hoff responded that it came out of an Agenda meeting and it was, in general, whether to continue having the Zoom presence.

DVORYAK Mr. Dvoryak responded that it was a disservice to the public by not giving them an opportunity to Zoom in.

WURSTER Mr. Wurster questioned whether they will be able to have Zoom available for that discussion.

HOFF Chief Hoff responded that he would discuss it with the Solicitor.

- C. Resolution No. 2022-26 – Authorizing Supplemental Appropriation in the amount of \$74,210.62 from General Fund Reserves for Contract Services Provided by York Area United Fire and Rescue

MR. WURSTER MOVED FOR ADOPTION OF RESOLUTION NO. 2022-26, RESOLUTION OF THE BOARD OF SUPERVISORS OF SPRINGETTSBURY TOWNSHIP AUTHORIZING SUPPLEMENTAL APPROPRIATION FROM THE GENERAL FUND RESERVES FOR CONTRACT SERVICES PROVIDED BY YORK AREA UNITED FIRE AND RESCUE. MR. DVORYAK WAS SECOND. MOTION UNANIMOUSLY CARRIED.

13. OLD BUSINESS

- A. Old Business Listing

There was no Old Business for discussion.

14. NEW BUSINESS

There was no New Business.

**SPRINGETTSBURY TOWNSHIP
REGULAR MEETING**

**JANUARY 13, 2022
APPROVED**

15. ADJOURNMENT

SWOMLEY Chairman Swomley adjourned the meeting at 7:53 p.m.

Respectfully submitted,

Doreen K. Bowders
Secretary

ja