

**SPRINGETTSBURY TOWNSHIP  
REGULAR MEETING**

**FEBRUARY 27, 2020  
APPROVED**

The Springettsbury Township Board of Supervisors held a Regular Meeting on Thursday, February 27, 2020 at 7 p.m. at the offices of Springettsbury Township located at 1501 Mt. Zion Road, York, PA.

**MEMBERS IN**

**ATTENDANCE:** Mark Swomley, Chairman  
George Dvoryak, Vice Chairman  
Charles Wurster, Assistant Secretary/Treasurer  
Don Bishop  
Robert Cox

**ALSO IN**

**ATTENDANCE:** Benjamin Marchant, Township Manager  
Charles Rausch, Solicitor  
Dennis Crabill, Environmental Engineer  
John Luciani, Civil Engineer  
Dori Bowders, Manager, Administrative Operations  
Lt. Todd King, Chief of Police  
Mark Hodgkinson, Director of Public Works/WWT  
Teresa Hummel, Finance Director  
Jessica Fieldhouse, Director of Community Development  
Nitza Sanchez-Bowser, Director of Human Resources  
Colin Lacey, Director of Parks and Recreation  
Dan Hoff, Chief, YAUFRR  
Andy Hinkle, Manager, Information Systems  
Jean Abreght, Stenographer

**1. CALL TO ORDER**

A. Opening Ceremony

**SWOMLEY** Chairman Swomley called the Regular Board of Supervisors meeting to order and led the Pledge of Allegiance.

**2. ANNOUNCEMENT OF EXECUTIVE SESSIONS**

**SWOMLEY** Chairman Swomley announced that no Executive Sessions had been held since the last meeting; however, an Executive Session will be held immediately following adjournment this date regarding personnel.

**3. COMMUNICATION FROM CITIZENS**

**SWOMLEY** Chairman Swomley, noting a large contingency of residents in the audience, provided some statements with regard to the fee structure for the park. He noted the cost to maintain the fields continues to rise. He indicated a prime concern of the board is to avoid any unintended consequences related to the fee structure. The board sent the draft proposal back to the Park and Rec board for further review. He noted that no decisions had been made, and no fee structure has been imposed at this time.

**A. Citizen Comments**

**NUNN** Lydell Nunn, 3712 Bedfordshire Drive spoke as President of York Little League. He spoke in opposition to the proposal to charge non-profit groups for field usage.

**TRICH** James Trich, 2523 Schoolhouse Lane, also spoke for York Little League. He noted he serves on the board with maintenance, organizing volunteers for raking, dragging the fields, etc. He spoke of a water problem on SP-1, about plates being destroyed. He noted the York Little League takes pride in how the parks and fields look when visiting teams come.

**MARTZ** Liz Martz, township resident questioned where the money would go if the township imposed a fee.

**SWOMLEY** Chairman Swomley stated that the budget for care of the parks is \$165,000. The money would go toward the parks. It would be used for all of the facilities, not singling out York Little League. He stated, again, that no decisions had been made.

**NUNN** Lydell Nunn questioned how much of the \$165,000 budget would change if York Little League is not using the park. How does the field maintenance budget change.

**SWOMLEY** Chairman Swomley responded that he could not answer his question. The board had sent the proposal back for further review.

**NUNN** Lydell Nunn stated that the York Little League would like to at least have a vice in the decision-making process.

**BISHOP** Mr. Bishop responded to Mr. Nunn's question and noted all decision making about all policy in this township happens in public, in this room, at meetings that anyone can come to such as this. The Agendas are available before the meetings so the residents can see what will be discussed. So the residents do have a voice. It takes a little bit of work to keep track of the Agenda, but no decisions happen in secret.

**NUNN** Mr. Nunn thanked Mr. Bishop for the information.

**BISHOP** Mr. Bishop added that one of the things that he kept noticing about this township is the amazing participation of people who volunteer to do things. He did not

think that the people who volunteer in this township are thanked enough, and it is something that he had talked about many times. He wanted to thank all of the volunteers as part of York Little League because they do amazing work, and it is a really valuable addition to this community. This board does not often have an opportunity to say it very often, but everyone appreciates what the volunteers do to make this community better and particularly to guide our youth. So thank you. Thank you, Mr. Chairman.

**SWOMLEY** Chairman Swomley echoed Mr. Bishop’s comments. He read an email that he sent to Chris Giavanis. “Chris, thanks for reaching out to me. At the last Board Meeting, the Board unanimously sent the proposal back to the Parks and Rec Board to review the proposal for unintended consequences. York Little League is a valued member of our community and our intention is not to destroy relationships or force irresponsible pricing on the community. On the other hand, we have some leagues that abuse their privilege and lock up resources that they don’t use. Additionally, the time and costs to maintain our assets is not getting any cheaper. We are looking for a reasonable way to fairly allocate our park resources with a nominal fee to help maintain the property. I would expect the Township to reach out to you and representatives from other sports and leagues to help inform an equitable process.”

Chairman Swomley indicated that he had been echoing the same things. Nothing had been decided and all decisions will be made in a meeting like this one with public comment.

**NUNN** Mr. Nunn questioned whether there would be consideration as to whether an organization is a for-profit versus a non-profit entity.

**SWOMLEY** Chairman Swomley indicated that would be a very good issue to bring up when Mr. Lacey and the Rec Board are working with York Little League to figure out the best options.

B. Fair Districts PA

**BRONDER** Chris Bronder came before the board as a Representative of Fair Districts PA. She provided a packet of information with additional details. She stated that Fair Districts PA is a non-partisan, all-volunteer, state-wide organization specifically formed to advocate the creation of an 11 member, independent citizen’s redistricting commission. They advocate to bring transparency, impartiality and fairness to the redistricting process. They support legislation, House Bills 22 and 23 and Senate Bills 1022 and 1023 to implement the Citizens Commission if passed.

**VANDERSLOOT** Alan Vandersloot, 1120 West Poplar Street, West York spoke in support of Fair Districts PA. He is on the West York Borough Council and had been

working with Ms. Bronder and other volunteers across York County for the Fair Districts PA process. West York had passed a Resolution in favor of the process. He noted Pennsylvania is one of the most gerrymandered states in the country, and stated it is time for change and go towards an 11-member citizens commission; 4 members from each major party and 3 non-affiliated with no politicians.

**Consensus of the board was skeptical but with agreement to review the information**

**4. ENGINEERING REPORTS**

**A. Environmental Engineer – Buchart Horn, Inc.**

**CRABILL** Dennis Crabill stated that he had submitted his monthly report and had no changes. He offered to respond to questions.

**WURSTER** Mr. Wurster asked about the Chapter 94 Report.

**CRABILL** Mr. Crabill responded that the Chapter 94 Report is a report that the township has reviewed the Wastewater Treatment Plant and the pump stations in a five and three-year window. The plan is supposed to cover five years to plan, permit and build additions to the plant; three years for the pump stations. It proves that the township is looking at the future.

**B. Civil Engineer – First Capital Engineering, Inc.**

**LUCIANI** John Luciani had submitted his monthly report. He had noticed in a legal ad in the York Daily Record a notation of the Kinsley Quarry over by Sand Bank Road in Springettsbury Township. He commented that when quarry owners stop pulling material out, they begin a reclamation plan. He wanted to make the board aware that there would likely be development at Sand Bank Quarry.

**WURSTER** Mr. Wurster questioned how extensive the reclamation process would be and what kind of development could happen there.

**LUCIANI** Mr. Luciani responded that it is a 66-acre parcel and they are required to put in stable slopes.

**BISHOP** Mr. Bishop questioned a reference in his report that indicates Kinsley is requesting that the Bond be returned by Surface Mining.

**LUCIANI** Mr. Luciani responded that when a permit is obtained to have a non-coal mining quarry, funds are provided to guarantee that when the project is completed there will be a reclamation process. The state will hold Kinsley's money until the quarry is filled and closed.

**LUCIANI** Mr. Luciani noted the second item which indicated there is an accelerated bridge program in September for the removal of the Market Street Bridge, and it will be

closed for two weeks. He noted the work would have an impact on the traffic flow.

**LUCIANI** Mr. Luciani noted his third item for update relating to Green Light Go. He stated that one of the last hurdles to overcome related to the signal at Kingston and Edgewood. The pole is out of the right-of-way. Mr. Luciani had discussed the pole with the property owner, and Solicitor Rausch created a legal agreement providing a 60-foot permit easement. That will complete the revised signal improvement.

**5. CONSENT AGENDA**

- A. Acknowledge Receipt of January 31, 2020 Treasurer's Report
- B. Regular Payables as Detailed in Payable Listing of February 27, 2020
- C. LD-16-20 – Aldi's Food Market – Elimination of Financial Security in an amount not to exceed \$1,018.88
- D. LD-17-02 – Toyota of York – Authorization of Bond Reduction in an amount not to exceed \$332,580 (Remaining Bonded Amount \$5,820.10)
- E. LD-18-05 – MFL Realty – Elimination of Financial Security in an amount not to exceed \$19,404.70
- F. Garden Spot Electric, Inc. – Raw Pump Upgrade/Fat, Oil and Grease Acceptance Project – Change Order Request No. 5 in amount not to exceed \$11,813.24
- G. Garden Spot Electric, Inc. – Raw Pump Upgrade/Fat, Oil and Grease Acceptance Project – Request for Payment No. 11 in an amount not to exceed \$52,060
- H. Heisey Mechanical, Ltd. – Raw Pump Upgrade/Fat, Oil and Grease Acceptance Project – Application for Payment No. 5 in an amount not to exceed \$176,055.86
- I. Heisey Mechanical, Ltd. – Raw Pump Upgrade/Fat, Oil and Grease Acceptance Project – Application for Payment No. 6 in an amount not to exceed \$382,491.90

**DVORYAK** Mr. Dvoryak requested that Item F could be further reviewed.

**MR. WURSTER MOVED TO APPROVE CONSENT AGENDA ITEMS A THROUGH E AND G THROUGH I. MR. DVORYAK WAS SECOND. MOTION UNANIMOUSLY CARRIED.**

**DVORYAK** Mr. Dvoryak questioned the reason for the Change Order for Garden Spot Electric. He noted the Mud Well Electrical Building says it had to be done and that it is a fiberglass building and the electrical panels cannot be fastened to a fiberglass building.

**CRABILL** Mr. Crabill explained that during design they found that the control panels for the Mud Well should be in a confined space. It was far cheaper to put a building outside, take all the controls out of the building and put it outside that building and just have pass-throughs for conduit. It is Class I Division II, very expensive but explosion proof. The fiberglass structure had no internal strutting to hold the panels. The panels could have been floor mounted or wall mounted. Because

wall mounting would have voided the warranty on the building, the Change Order was to build a unit structure inside to hold all of the panels in order not to pierce the shell and retain the warranty.

**MR. DVORYAK MOVED TO APPROVE ITEM F ON THE CONSENT AGENDA. MR. WURSTER WAS SECOND. MOTION UNANIMOUSLY CARRIED.**

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

- A. Authorization to Purchase Three (3) Dell PowerEdge R640 Network Servers for the Wastewater Treatment Facility in a total amount not to exceed \$22,647 (PA COSTARS)

**MR. DVORYAK MOVED TO AUTHORIZE PURCHASING THREE (3) DELL POWEREDGE R640 NETWORK SERVERS FOR THE WASTEWATER TREATMENT FACILITY IN AN AMOUNT NOT TO EXCEED \$22,647 (PA COSTARS) MR. WURSTER WAS SECOND.**

**BISHOP** Mr. Bishop questioned if the units are exactly the same, why they are on a five-year replacement cycle.

**HINKLE** Mr. Hinkle responded that due to the environment in the Wastewater Treatment Facility, all the servers are on a five-year cycle. It is part of a replacement program to keep them up to date. The warranty has expired on the ones currently in place.

**BISHOP** Mr. Bishop questioned how long it would be before the warranty expires.

**HINKLE** Mr. Hinkle responded that it was five years and it expired in January.

**SWOMLEY** Chairman Swomley added that the new purchases will have a five-year warranty.

**MOTION UNANIMOUSLY CARRIED.**

- B. Authorization of Configuration Costs for PowerEdge R640 Network Servers by CSB Technology Partners in a total amount not to exceed \$1,500

**MR. DVORYAK MOVED TO AUTHORIZE THE CONFIGURATION COSTS FOR THE NETWORK SERVERS IN AN AMOUNT NOT TO EXCEED \$1500. MR. WURSTER WAS SECOND. MOTION UNANIMOUSLY CARRIED.**

**7. SUBDIVISIONS AND LAND DEVELOPMENT**

There were none for action.

**8. COMMUNICATION FROM SUPERVISORS**

**SWOMLEY** Chairman Swomley brought forward an item concerning a Boccee Court, which had been approved some time ago. A Boy Scout was going to be doing his Eagle Scout Project to build the court. Chairman Swomley had received several inquiries recently. He questioned the status.

**MARCHANT** Mr. Marchant noted that the item was approved prior to his arrival and prior to Colin Lacey's arrival as well. He noted that there were no records in their offices.

**SWOMLEY** Chairman Swomley asked for some research to be done to resurrect whatever can be found and determine how to get it done.

**BOWDERS** Dori Bowders noted that she would do some research and look into it.

**SWOMLEY** Chairman Swomley brought forward the COVID-19 matter with some information and misinformation in the news. He suggested that the township develop a taskforce with regard to who would be involved, i.e. hospitals, schools, community leaders, fire department, police, fire police, website information as to what to do, where to go, how to prepare. The township should be interfacing with state and federal agencies for up-to-date information.

**MARCHANT** Mr. Marchant responded that he would facilitate a coordinated response with YAUFRR, the Police Department, and the groups mentioned to make sure that the township has the correct information. With issues of this nature, it would fall under the purview and authority of the County Health Department to enforce quarantines and extraordinary measures. However, the township has that relationship with the Emergency Management Agency and the other First Responders to know exactly what our residents need to know and have that available. He will provide a report to the board.

**DVORYAK** Mr. Dvoryak commented that he had seen more emails for law firms with recommendations to review emergency plan operations.

**WURSTER** Mr. Wurster questioned whether the township has a pandemic emergency response plan.

**MARCHANT** Mr. Marchant responded that it is part of the Emergency Response Plan. There is a provision for it and he indicated they would review it.

**SWOMLEY** Chairman Swomley questioned Chief King as to whether or not response to a pandemic would be included in that plan.

**KING** Chief King responded that it is addressed in the Emergency Operations Plan on a very basic level. He added that given the information that is seen every day, they need to get together with all the agencies and be sure of a comprehensive approach.

**BISHOP** Mr. Bishop noted that there are two different ways of a review. Chairman Swomley was speaking about Springettsbury Township as a public entity and the township's response to it. Mr. Dvoryak's comments concern an employer and a public place that people would go. He added a question as to whether there is a plan for township employees.

**MARCHANT** Mr. Marchant indicated that he will review everything and provide the board with a report in the next week.

**9. COMMITTEE REPORTS**

There were no Committee Reports

**10. SOLICITOR'S REPORT**

**RAUSCH** Solicitor Rausch reported that he had been working with Mr. Hodgkinson with regard to about six property owners who should have had their on-lot septic systems pumped by the end of 2019 and have not to date. Mr. Hodgkinson had sent out several letters. Solicitor Rausch sent out one final notice to get it done or face the consequences.

**WURSTER** Mr. Wurster questioned what would happen if they did not comply and what is the alternative.

**RAUSCH** Solicitor Rausch responded that summary charges would be filed with a fine of \$500.00

**11. MANAGER'S REPORT**

A. Township Manager's Report

**MARCHANT** Mr. Marchant had submitted his report, as well as the Directors. He offered to respond to any questions. He brought forward several additional items:

- A Work Session was scheduled for Thursday, March 5<sup>th</sup>, however, Mr. Dvoryak is not available for March 5<sup>th</sup>.
- Results of the quotes for Concord Public Finance for the Bond Refinancing came back very favorably. Board approval is needed to move that forward.
- A grant is to be submitted to DEP for \$210,000 for a leaf collection truck. As a condition of completing the grant application DEP would like to see certain amendments made to the township Ordinance and language adopted that they would like to see in the Ordinance.
- Work Session – Police Facility – Mr. Marchant to do a doodle poll to determine availability including Scott Loercher.

**HUMMEL** Ms. Hummel added that she would need to coordinate that with Chris Gibbons.

**MARCHANT** Mr. Marchant questioned whether the board could discuss the Bond Refinancing and Grant Ordinance Language on March 5<sup>th</sup>. He could provide the materials ahead of time for Mr. Dvoryak.

**12. ORDINANCES AND RESOLUTIONS**

- A. Ordinance No. 2020-01 – Amending Chapter 325 “Zoning” to Permit Adaptive Reuse to Mini Storage Facility as a Use By Right in the Town Center Overlay and Commercial Highway (CH) District

**MR. WURSTER MOVED TO APPROVE ORDINANCE NO. 2020-01 AMENDMENT OF THE ORDINANCE OF SPRINGETTSBURY CHAPTER 223 ZONING TO PERMIT ADAPTIVE REUSE TO MINI STORAGE FACILITY. MR. BISHOP WAS SECOND.**

**WURSTER** Mr. Wurster stated that he thought it was a reasonable reuse and redevelopment of an existing structure. He thought it would stabilize the occupancy and activity at the mall to give it some life for future development opportunities to develop. He supported the Ordinance.

**SWOMLEY** Chairman Swomley stated that he had reservations about taking a prime piece of real estate and turning it into mini storage. He believed there are better and higher uses available for it as the Casino begins to draw more people into the area.

**COX** Mr. Cox stated that he hated the idea of having vacant space there; however, the mini storage would be better than having an empty building sit there.

**MOTION CARRIED 3/2. MESSRS. WURSTER, BISHOP AND DVORYAK VOTED IN FAVOR; MESSRS. SWOMLEY AND COX VOTED OPPOSED.**

- B. Ordinance No. 2020-02 - Establishing 25 MPH Speed Limit on Tenth Avenue between North Sherman Street and Thomas Street and on Thomas Street between Tenth and Eleventh Avenue.

**MR. WURSTER MOVED FOR APPROVAL OF ORDINANCE NO. 2020-02, ORDINANCE SETTING 25 MILE AN HOUR SPEED LIMIT ON THE STREETS SO NAMED. MR. COX WAS SECOND. MOTION UNANIMOUSLY CARRIED.**

- C. Ordinance No. 2020-03 - Authorizing Execution of Cable Franchise Agreement between Springettsbury Township and Comcast of Southeast, Pennsylvania, LLC.

**MR. COX MOVED TO APPROVE ORDINANCE NO. 2020-03, THE EXECUTION OF CABLE FRANCHISE AGREEMENT WITH COMCAST OF SOUTHEAST, PENNSYLVANIA LLC. MR. BISHOP WAS SECOND. MOTION UNANIMOUSLY CARRIED.**

**13. OLD BUSINESS**

- A. Traffic Calming – Tenth Avenue, Eleventh Avenue and Whiteford Road Temporary Speed Humps to be Installed in Spring 2020.

Waiting for Spring 2020.

- B. Grants Update

**SWOMLEY** Chairman Swomley noted that a spreadsheet was received showing the Grants status and the Grant Strategy.

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**MARCHANT** Mr. Marchant provided a presentation of the current approach to all grant opportunities, which surrounds the identifiable plans as follows: Comprehensive Plan, Transportation Plan, Parks Plan, Strategic Plan, Capital Improvements Plan and Budget and Funding sources.

- Departments are positioned to be aware of grants pertaining to their department needs.
- Strategy outlines who is involved as some grants are more complex and third party vendors may be used, such as the Township Engineer or the Traffic Consultant to assist with application.
- Another level of third party vendors could employ consultants where subscriptions to data bases and lists are purchased for a more proactive research of grants.
- Additional level would involve lobbyists.
- Supervisors could be involved with items such as DCNR, RCAT funding, CFA funds; DEP, PennDOT.
- Strategic Plan next steps could be in the parks area; include nine parks and fields, Camp Security Park, Comprehensive Plan Update, Bocce Ball.
- Continued application for grants provides for more grant opportunities.
- Police Station Opportunities – may be obtained at conference on police facilities.

C. Sewer Billing and Collection Update.

**HUMMEL** Ms. Hummel noted that 49 letters were sent out Certified Mail for delinquent accounts to give them a last opportunity to set up a payment plan.

**SWOMLEY** Chairman Swomley noted that there are a number of delinquents in the over \$1,000 range. It is close to \$1 million.

**HUMMEL** Ms. Hummel responded that is correct and that those properties do have liens on them. The liens will guarantee the township those funds in the future.

The board had a lengthy discussion covering a number of potential solutions, which included foreclosure, water shutoff, tax review, Judgment-Execution, Upset sales.

**SWOMLEY** Chairman Swomley questioned whether the water shut off language had been finalized.

**HUMMEL** Ms. Hummel responded that it is not complete.

**SWOMLEY** Chairman Swomley questioned what it would take to finish that up.

**RAUSCH** Solicitor Rausch responded that he needed to meet with staff, and then it will have to be coordinated with the Water Company in order to have an agreement with them. In addition, an Ordinance must be created to get that in order.

**SWOMLEY** Chairman Swomley urged them to get that done and focus on the really high value targets on the list.

D. Rental Policy for Field and Court Usage

This item was tabled for this date.

E. Board of Supervisors Road Tour – Schedule Date for Spring 2020

**Consensus of the board was to have Mr. Marchant pool the board for dates and input. This included Mark Hodgkinson, Jessica Fieldhouse and John Luciani.**

#### 14. NEW BUSINESS

A. Police Fleet

**KING** Police Chief Todd King introduced the discussion of the Police Fleet. He credited Lieutenant Wilbur for his insight and proposal for the fleet. A PowerPoint had been prepared as a visual to show the board. The views were as follows:

- Police vehicles in the 60's, 70's, 80', 90's, and 2000's ended the 2019 era.
- Black and white police cars command attention; continue this scheme.
- Current design showed some of the durability issues with white vinyl wrap over top of black paint.
- Damage issues involve gun belts and equipment bumping up against the vinyl.
- Damage generally is above or below the body lines; center section recessed.
- New design/proposed upgrade shows lettering in between the two body lines. Less chance of damaging the cars.
- Incorporating the uniform colors; actual patch on the rear window which includes the core values: fidelity, integrity, and service.
- Incorporating a larger website headdress on the back for the township.
- No wrap involved for these vehicles (saves \$1,509); less wear and tear noticeable.
- Current cost for three vehicles is approximately \$4,500. New cost and updated design is just under \$1,000 which saves over \$500 per car.
- Car will show a bigger website address.

**KING** Chief King stated that Lt. Wilbur brought forward a plan to re-do one older vehicle each year and decrease the number of vehicles that have the old striped scheme. He asked Lt. Wilbur to discuss his proposal.

**WILBUR** Lt. Wilbur thanked the board for allowing him to speak. When he and Chief King discussed the older car scheme, they both were concerned about the brand. With updating the cars, one of the challenges is that there are two separate styles. He had been visiting Yorkshire Elementary School and interacting with the students coming off the bus. This gave him an idea, and his proposal is summarized below:

- Every May they have what they call Heroes Day and he happened to see one of the students color a police car.
- Provide an opportunity for the students/community to be involved.
- Car to be updated would have about a year left in the Fleet.
- Certain parameters and requirements would have to be met.
- Police Department would choose a different school to participate each year.
- Goal would be to have the students submit several designs; community would vote on their favorite. Design to be revealed at National Night Out with unveiling of the actual car.
- Local sign company willing to assist with funding.

**KING** Chief King noted that the updated vehicle would be used for PR events, and it would be used by the school resource officer on a regular basis to drive to the school so the students could see the car coming to school. He and Mr. Hodgkinson would work out which cars need to be replaced; determined by Enterprise. He offered to respond to questions.

**Consensus of the board was agreement to proceed with the proposal.**

## **15. ADJOURNMENT**

**SWOMLEY** Chairman Swomley adjourned the meeting at 9:12 p.m.

Respectfully submitted,

Doreen K. Bowders  
Secretary

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