

**FRANKLIN TOWNSHIP YORK COUNTY PA
BOARD OF SUPERVISORS (BOS)
REGULAR MEETING MINUTES
June 14, 2023 - 6:00 PM**

(X) Chair Mark Wenrich (X)Vice Chair Dave Buckwash – via Zoom (X) Supvr. Naomi Decker (X) Supvr. Duane Anthony (X) Supvr. Kevin Cummings (X)Engineer Phil Brath (X)ZO Wayne Smith (X)Treasurer/Asst. Sec. Pam Williams – via Zoom (X) Solicitor Bret Shaffer (X)Secretary Traci Kauffman

Call to Order – June 14, 2023, Franklin Township Board of Supervisors (BOS) Meeting was called to order at 6:00 pm by Mark W. The meeting was held in person at 150 Century Lane, Dillsburg, PA. Visitors in attendance are listed on the meeting sign-in sheet.

Pledge of Allegiance and Prayer – Pledge and prayer were led by Mark W.

Approval of Minutes –

A motion was made by Kevin C. to approve the BOS Regular Meeting Minutes of May 10, 2023. Second by Naomi D. There was no discussion. The motion carried.

Police – A verbal report was provided by Chief Lash. The Explorers Academy is being held for 14- to 20-year-olds to determine if they are interested in the Law Enforcement Field. Five new officers will be added by July 5. The radio grant will allow the NYCPD to purchase new portable units. The Mental Health Co-Responder, Cal Robertson, will be starting June 29. Chief Lash provided information regarding the Savvy Citizen website.

Public Comment (written request pertaining to Agenda items only) –

Douglas Roth, 124 W. Greenhouse Lane was present to discuss a zoning issue in placing a carport on his property. He was referred to the Zoning Hearing Board.

Organization Reports:

Fire – A written report for May 2023 was provided.

EMA – A verbal report was provided by Laurin Fleming. The CERT Team will be participating in the National Night Out in Carroll Township in August. The new CERT Training will be held from the end of August to the beginning of September. EMA Team members sorted and organized their equipment in the storage area. Columbia Gas gave a presentation to teach how to handle different gas emergencies.

DAA – A written report was provided.

EMS – Penn State – A written report was provided.

BC0/ Land & Sea Services – No report was provided.

Zoning Officer Report – A May 2023, written and verbal report was provided by Wayne Smith. Discussion ensued regarding properties listed in the written report that are not in compliance with zoning ordinances.

Executive Session – An Executive Session was held at 6:24 p.m. to discuss Solicitor comments. No decisions were made. The session ended at 6:41p.m.

Engineer – A written report was provided.

The bids for Road Improvements were discussed and a tally sheet was handed out to go along with the other packet information.

Road Bids – New Enterprise Stone and Lime was the lowest bidder for the stone bid. Inadvertently they included extra sheets they were using for other bids they were doing, but it does not change the bid in any way for our Township. Bret S. indicated that should not be a problem.

A motion was made by Kevin C. to accept the stone bid from New Enterprise Stone and Lime at a unit cost of \$384.20. Duane A. second. Discussion indicated that the motion should state the Unit Cost. The motion was amended as it reads. The motion carried.

Kinsley Materials was the lowest bidder for the road paving project.

A motion was made by Kevin C. to use Kinsley Materials to pave sections of Ridge Drive from County Line Road to Big Dam Road at a cost of \$190,103.30. Second by Mark W. There was discussion about how to get this done and regarding the future of other roads also needing done. The motion carried.

Russel Standard was the only bidder for the Tar & Chip Project. They will be returning the sweepings to the Township.

A motion was made by Kevin C. to use Russell Standard to Tar & Chip Big Dam Road, Lost Hollow Road, Hidden Creek Road and return the sweepings to the Township at a cost of \$29,679.76. Second by Duane A. There was no discussion. Motion carried.

Lexington – Mr. Phil Garland was present to comment on the two entrances to Lexington Fields. Mr. Garland indicated that he asked for an extension last month but 30 days to present new information regarding the plan was a limited amount of time and that is why the plan was provided the day before the meeting. Mr. Eric Johnston was also present and provided reduced partial copies of the plan.

The subdivision was withdrawn for the Byers property. Mr. Garland purchased the Byers property and intends to demolish the Byers house, which he said is consistent with the 2009 plan that went to court.

Enough full copies of the plans need to be submitted to all parties involved in the review process. Discussion ensued.

26 ByPass Road – This was in front of DEP and the Army Corp of Engineers. DEP accepted the time extension request of July 15, 2023 for the Wetland delineation and Bog Turtle Survey. DEP will require **consultant** monitoring of the Wetlands for three years.

771 Range End Road – TAM Systems (L-Cubed) would like to grant a time extension of the review period of the plan to expire September 13, 2023.

A motion was made by Mark W. to grant L-Cubed a time extension until September 13, 2023. Second by Duane A. There was no discussion. Motion carried.

Approval & Payment of Bills – A motion was made by Kevin C. to approve and pay the bills. Second by Dave B. There was no discussion. The motion carried.

Treasurer's Report – A motion was made by Kevin C. to approve the Treasurer's Report. Second by Mark W. There was no discussion. The motion carried.

Treasurer's Memorandum – The Defined Benefit Pension was discussed regarding the buyout amounts and keeping it frozen. It will be kept frozen, and the buyout amounts will be revisited at the July, 2023 meeting.

An inquiry was made regarding ARPA Funds being rescinded as part of the Debt Ceiling Agreement. No information was provided to our treasurer. It is the Covid Relief Funds that was sent to federal agencies that are being rescinded and there is no impact on Township ARPA Funds. The ARPA Funds must be obligated (under contract or purchase order) by December 31, 2024 and expended by December 31, 2026.

Three dates were sent to Senator Regan's office for a visitation of our building. The representative from Daewood will be invited, also.

The Township is not eligible for a Pennsylvania Infrastructure Bank (PIB) Loan, a lower interest state loan, because the RACP Grant money is being applied for. The PIB Loan cannot be considered for the project, and it has to come from a private source, bank, etc. because they are both state funded. You cannot have state financing with a state grant. We can get a low interest loan from a local bank and when the RACP Grant is received it will be assigned to repay the loan at the bank.

Roadmaster's Report – Roadmaster road reports are included in your packet.

Solicitor's Report –

A vote needs taken to adopt "An Ordinance Eliminating the Real Property Tax Established by Ordinance No. 5-2011."

A motion was made by Duane A. to adopt Ordinance 2023-2 Eliminating the Real Property Tax Established by Ordinance No. 5-2011. Second by Mark W. There was no discussion. The motion carried.

Marlin Adams of 34 Chestnut Hill Road inquired what this ordinance means. The process that was put in place around 15 years ago was to only adjust taxes by ordinance, the law anticipates that they should be done by resolution according to The Second-Class Township Code which is a state law. Discussion ensued.

A vote needs to be taken to adopt “A Resolution Establishing & Adopting the Rate of Tax on Real Estate Within the Township for General Township Purposes”.

A motion was made by Kevin C. to adopt Resolution 2023-4 Establishing & Adopting the Rate of Tax on Real Estate Within the Township for General Township Purposes.” There was no discussion. The motion carried.

There was no vote to adopt an Addendum to the York County Burn Ban to prohibit Fireworks because York County Planning Commission sent out a new resolution that includes this item.

Bret S. would like permission to advertise a hearing next month before the BOS meeting to vote on “An Ordinance Amending the Franklin Township Zoning Ordinance (Ordinance No. 2006-1, as amended) to Define and Regulate Electronic Message Centers, Marijuana Dispensaries and Growing/Processing Facilities, and to Amend Provisions Pertaining to Kennels, Veterinarian Offices, Animal Hospitals and Pet Cemeteries”.

A motion was made by Duane A. to allow Bret S. to advertise for a hearing of the above stated ordinance. Mark W. second. There was no discussion. The motion carried.

Bret S. needs to confer and work with Dave B. regarding the Drug/Alcohol Policy for the Employee Handbook.

Bret S. is waiting for comments on the Small Flow Treatment Facilities (SFTF) information that he sent to the Department of Environmental Protection (DEP) for review.

No Executive Session was needed at this time.

Duane A. will be looking into the Cyber Security Information we were provided.

Battery backup and surge protectors were recommended for the five office computers because of power surges and outages in the office.

A motion was made by Kevin C. to purchase battery backup and surge protectors, amount not exceeding \$600.00 without approval of the BOS, for the five office computers. Duane A. second. There was no discussion. The motion carried.

New Business –

The Reisinger Janitorial contract was reviewed for the 2023-2024 year.

A motion was made by Kevin C. to approve the Reisinger Janitorial Contract for the 2023-2024 year. Mark W. second. There was no discussion. The motion carried.

Old Business –

There is currently a cut-off date for providing information to the Township for meetings, but we need to put a cut-off time in place. The recommendation was made for the time to be 1:00 p.m. on the date the information is due.

A motion was made by Kevin C. to make the cut-off time 1:00 p.m. the Thursday prior to the BOS meeting. Second by Mark W. There was no discussion. The motion carried.

Senator Mike Regan will be visiting the Township Offices on July 25, 2023 to inspect our offices and assist us in our effort to acquire a RACP Grant. Several incidents have rendered the opinion that the electricity in the building may not be as it should be.

Discussion was held regarding the Township needing a fire proof room or fire proof safe to keep all of the records that need to be kept according to The Second-Class Township Code.

There was no correspondence.

ADD ON ITEMS – There were none.

Public Comment – Jeremy Rivers requested a copy of the ordinance that is going to be advertised for the hearing to be held at next month’s meeting. “An Ordinance Amending the Franklin Township Zoning Ordinance (Ordinance No. 2006-1, as amended) to Define and Regulate Electronic Message Centers, Marijuana dispensaries and Growing/Processing Facilities, and to Amend Provisions Pertaining to Kennels, Veterinarian Offices, Animal Hospitals and Pet Cemeteries”. Bret S. indicated that when he takes it out of draft form, it could be provided.

Adjournment –

A motion was made by Dave B. at 8:13 p.m. to adjourn.

Second by Duane A.

There was no discussion.

The motion carried.

Executive Session – An Executive Session was held at 8:15 p.m. to discuss Solicitor comments. No decisions were made. The session ended at 8:25 p.m.

Respectfully submitted,

Traci Kauffman

Traci Kauffman, Secretary

Franklin Township