

**FRANKLIN TOWNSHIP YORK COUNTY PA
BOARD OF SUPERVISORS (BOS)
REGULAR MEETING MINUTES
May 10, 2023
6:00 PM**

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

Call to Order –

May 10, 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 Naomi D. to approve the BOS Regular Meeting Minutes of April 12, 2023.

Second by Dave B.

There was no discussion.

Kevin C. abstained because he was not present for the April 12, 2023 meeting.

The motion carried.

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

Terry Hoffman, Chair for Parks and Rec. Commission inquired about the signage to be used at the parks. Discussion ensued. The signs that we currently have will be used and an additional sign will be posted about not allowing ultralights.

A motion was made by Kevin C. to adopt the current signage of the rules for the park and add an additional sign for each park that states Ultralights are not allowed at the parks.

Second by Dave B.

There was no discussion.

The motion carried.

There was also discussion about allowing Roadmaster Andy Gibb to create a few more stone parking spaces at Ponderosa Park.

The graffiti needs to be cleaned up at Century Lane Park.

A motion was made by Mark W. to allow the Roadmaster to cover up the graffiti at Century Lane Park.

Second by Dave B.

There was no discussion.

The motion carried.

Heather Bitner, Senior Transportation Planner from YCPC presented information (paper copies provided for meeting packet) regarding the 2025 Transportation Improvement Program.

Organization Reports:

Police –

A verbal report was provided by Lt. Migatulski, a written Monthly Activity Report, and a Statistical Recap was submitted for April 2023. The Community Liaison Co-responder Cal Robertson will start on June 12, 2023. LPR's were installed in the new vehicles. Manchester Township passed the planning for the building project, waiting for DEP permits to begin site work. The bank financing with S & T Bank was approved for the project. A grant was received for new car radios, portable radios, body cameras and in-car cameras will be ordered this month. District Magistrate Thomas's office will be relocating from the square in Dillsburg out toward Route 15, near the Wine & Spirits Store. Investigation of shots fired within the Township.

Fire – A written report for April 2023 was provided by Chief Morales.

EMA – A verbal report was provided by Laurin Fleming. The CERT team assisted with a staging area during the mountain fire. The team is inventorying items currently in storage. There will be a CERT class this summer. There will be a County Regional CERT Training in October at the York Fairgrounds. A grant was received. The grant was for \$2,100 for equipment to be purchased from the state Act 147 grant which funds readiness for an accident at a nuclear power plant – Peach Bottom in our case. The funding will be used to increase our computer and electronics capability when deployed. The grant is an annual grant provided through the Pennsylvania Emergency Management Agency.

DAA – A verbal report was provided by Calvin Hipp. The warehouses being built around the area are being equipped with water and fire systems. There may be rate hikes for water and sewer coming in October after being advertised. The project to identify lead and copper in underground pipes is ongoing.

EMS – Penn State – There were no reports provided.

BC0/ Land & Sea Services – An April 2023, written report was provided by Land and Sea Services, LLC.

Zoning Officer Report – An April 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.

A complaint was received regarding grass being discharged on the road. Discussion ensued.

A motion was made by Mark W. to allow Wayne S. to send a nuisance letter for the grass being discharged onto the roadway.

Second by Dave B.

No Discussion.

Motion Carried.

Executive Session – An Executive Session was held at 6:42 p.m. to discuss Subdivision Plans. No decisions will be made. The session ended at 7:04 p.m.

A motion is needed to accept the withdrawal of the 11 ByPass Road Subdivision.

A motion was made by Kevin C. to accept the formal withdrawal letter for David and Holly Byers for the two-lot subdivision on ByPass Road and S. Baltimore Road.

Second by Dave B.

There was no discussion.

The motion carried.

There is a time extension letter that needs BOS action for Lexington Fields. Mr. Phil Garland was present, and the letter asked to grant an extension through August 31, 2023. Bret S. indicated that the BOS would like Mr. Garland to provide information regarding access at ByPass Road and Glenwood Road, also. The Board would like Mr. Garland to be present at next month's meeting (June 14, 2023) and provide a big concept of how to get the access now that the Byers plan is withdrawn for By Pass Road and provide any information regarding questions that the Board may have. If the need exists to provide another subdivision plan for access on either side how the multiple plans provided dovetail with the Lexington Fields Plan. Could the Engineer for Lexington attend the meeting and provide information that will present a solution to that point? Mr. Garland will have his Engineer attend. Bret S. indicated that he made the recommendation to grant the extension but that still leaves the BOS the ability to act if they are not satisfied with what happens at the next meeting.

A motion was made by Kevin C. to grant the time extension through August 31, 2023 for Lexington Fields.

Second by Dave B.

There was no discussion.

The motion carried.

There will be a new plan submitted to replace the 11 ByPass Road Plan in the future.

The applicants for Greenview, LLC, 313 Franklin Church Road provided a letter to be granted a time extension for their subdivision plans.

A motion was made by Dave B. to grant the time extension for 90 days for Greenview, LLC, 313 Franklin Church Road.

Second by Kevin C.

There are a few things to iron out on the plan and they need extra time.
The motion carried.

The YCPC Development of Regional Significance Letter for a new warehouse located at 941 York Road in Carroll Township was presented for informational purposes.

Phil B. indicated that another municipality was being sued because they no longer have enough land to build warehouses and he wanted the BOS to be aware that this is happening. Bret S. also discussed the Senate Committee is looking at land use reform for Accessory Dwelling Units (granny flats) and giving approval to the County rather than the municipality. He also indicated that this could also happen with the warehouses and where they can be placed in the future. Discussion ensued.

Carroll Township conferred with PennDot on placing a brake retarder sign on S. Baltimore Road (Route 194). The allowable slope of the down grade averages 6.3% and does not meet the criteria of being 4% or less, so PennDot cannot authorize this request.

Approval & Payment of Bills –

A motion was made by Mark W. to approve and pay the bills.
Second by Duane A.
There was no discussion.
The motion carried.

Treasurer's Report –

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

Treasurer's Memorandum –

Vision Insurance will renew on 6/1/23 and the increase is listed.
A motion was made by Dave B. to renew the vision insurance through Highmark Vision.
Second by Kevin C.
There was no discussion.
The motion carried.

PSATS Conference Luncheon was full, and Pam W. and Marie W. purchased their lunch and were asking to be reimbursed.

A motion was made by Mark W. to allow Pam W. and Marie W. to be reimbursed for their lunch at the PSATS Conference.
Second by Duane A.
There was no discussion.
The motion carried.

The fire truck payment, when made to ACNB Bank, will pay off that portion of the fire truck loan. The Commonwealth Loan goes through November 2023. When the ACNB loan is paid off, it was decided to provide that toward the obligation to the Fire Company biannually.

The second Treasury report for the ARPA money that was spent needs to be put in a Resolution on what it was spent on. The only money used was for the Police Automate License Plate Readers in the amount of \$10,000.00 and then the money was frozen. The Resolution needs to be signed; it will be Resolution 2023-2.

A motion was made by Kevin C. to approve Resolution 2023-2 providing for supplemental appropriations for the 2022 budget.
Second by Mark W.
There was no discussion.
The motion carried.

Attached to the resolution is a copy of the second report that went to the Department of The Treasury for the ARPA funds that was submitted on 4/19.

Roadmaster's Report –

Roadmaster road reports are included in your packet.

The ADA bathroom renovation plans for Century Lane have been approved and the bathroom will be started after the mowing season, most likely around October. A copy of the invoice for the architectural design is included in your packet.

Solicitor's Report –

Bret S. provided a draft ordinance to repeal the property tax that is being set by ordinance and going forward all real estate tax would be by resolution according to the Second-Class Township Code. Bret S. would like permission to advertise to take the property tax away by ordinance and then vote to reimpose property tax by resolution at the June meeting.

A motion was made by Dave B. to allow advertising of the repeal of Ordinance 5-2011 property tax.

Second by Duane A.

There was a no discussion.

The motion carried.

Bret S. would like to do a workshop on the zoning and amendment updates for marijuana processing/dispensary facilities, electronic signs, dog kennels, and possibly the solar energy system. The date of the workshop will be June 1, 2023 at 6:00 p.m.

The Small Flow Treatment Facilities (SFTF) update. An SFTF maintenance agreement template was provided. The sections of the form will be determined on a per application case-by-case basis. The amount of security will be on a per unit basis. Bret S. would like the new form to be provided for signatures to anyone who has had a prior agreement and the Township will use this form going forward. The Township will record the new form (at our expense) because the originals were never recorded. The Township will then inform them that the annual interest of the 2% increase on security per year will be enforced. Discussion ensued.

A motion was made by Kevin C. to adopt this SFTF template and for the solicitor to reach out to the people who need to sign. This motion was amended.

An amended motion was made by Kevin C. to adopt this SFTF template, sections would be on a case-by-case basis based on the size of the installation and for the Solicitor to reach out to anyone who will need to sign this new form and for the Township to pay the recording fees for the historical SFTFs.

Second by Dave B.

How will the interest be collected? If they provide cash they would bring a cash security in every year and if they provided a bond it could be for more than the base amount. The Township would need to keep a record of when they are due.

There was a question raised if the system was not working properly and the Township has no way of knowing how long it was not working properly, the property owner has 48 hours to notify the Township and then has 48 hours to make the repair. Discussion ensued. There needs to be information provided on how quickly DEP becomes involved before the Township can become involved.

This above motion was withdrawn.

A motion was made by Kevin C. to table this until next month's meeting.

Second by Dave C.

The motion carried.

There is no new information on the Drug/Alcohol Policy.

Bret S. requested that Wayne S. post a notice with the addresses for the purpose of making Emergency 911 calls to address the issue with Braggtown Road and County Line Road addressing situation.

A letter regarding the Community Block Grant program was provided. Bret S. indicated that if the BOS wishes to remain a part of that no action is necessary. The BOS agreed to continue being a part of the Community Block Grant Program.

New Business –

A PSAT's Training, "The Next Chapter: Building Confidence in Your Administrative Role" will be held on 5/25/23 for \$125.00 each and Traci K. and Marie W. are requesting to participate in the training.

A motion was made by Kevin C. to allow Traci K. and Marie W. to attend the PSATS Training on 5/25/23 at \$125.00 each.

Second by Duane A.

There was no discussion.

The motion carried.

The BOS needs to vote regarding Municipal Records Resolution 2023-3 for disposal of old records which are listed on the paperwork attached to the resolution..

A motion was made by Kevin C. to approve the Municipal Records Resolution 2023-3 and all attached paperwork.

Second by Dave B.

There was no discussion.

The motion carried.

An Earth Disturbance Report regarding the wetlands at 26 ByPass Road was provided and DEP has contacted the owner by letter and indicated that they have 30 days to restore the wetlands back to their original condition.

The incorrect valuations were provided for the employees defined benefit pension update. The BOS needs to decide when they will be terminating the plan. When the information is corrected the plan will need to be terminated by resolution. Discussion ensued. The employees will have the option to decide where they would like to place that pension money.

A letter of complaint was received regarding several different items, grass being deposited out onto the road, plants being large and not having a clear sight triangle, pot holes (which were on a Latimore Township road-that information was forwarded to their Roadmaster) and garbage cans being in the right-of-way. Discussion was held. The property owners depositing grass on the road will be handled by Wayne S. and Bret S. The clear sight triangle issue is a civil issue.

A letter of complaint was received regarding dogs being unleashed at Century Lane Park. The issue will be sent to the state dog warden.

Old Business:

A meeting will be set up with Dawood regarding the building improvements and the RACP grant, low interest loans, and other funding that is available.

A large scanner was purchased for records to be electronically saved. A BIG thank you to Marie W. for getting the scanner to function properly.

There is an e-credit for \$169.99 for Traci K's chair and permission is needed to go shopping for a new chair. Permission is granted.

There is a Secretary/Administrators Summit on 6/12/23 in Centre County at a cost of \$125.00 that Traci K. is requesting to attend. It was decided that Marie W. will attend also.

A motion was made by Dave B. for Traci K. and Marie W. to attend the Secretary/Administrators Summit on 6/12/2023 at the cost of \$125.00 each in Centre County.

Second by Duane A.

There was no discussion.

The motion carried.

Jason from Stamm Solutions will be providing a plug-in microphone and was inquiring about the cameras for the park. The cameras were tabled, and Dave B. will notify him.

Deadlines need to be met for the office staff so that they can complete their work.

Dave B. tried to attend the Broadband webinar, but his computer was not cooperating, and he will review it online at a later date.

Rhonda Harpster is asking for reimbursement of expenses at a higher rate and the BOS needs to vote to allow the increase of the reimbursement.

A motion was made by Kevin C. to allow the reimbursement of expenses at the higher rate to Rhonda Harpster.

Second by Mark W.

There was no discussion.

The motion carried.

Correspondence –

The York County Quick Response Team is requesting a donation. The BOS decided to provide a \$2,000.00 donation.

A motion was made by Kevin C. to make a \$2,000.00 donation to the York County Quick Response Team.

Second by Dave B.

There was none.

The motion carried.

ADD ON ITEMS – There were none.

Public Comment –

Christina Schmoyer, volunteer and former shelter manager, for the Helen Krause Animal Shelter raised concern regarding the changes in the dog kennel ordinance and its effect on the shelter. Bret S. indicated that the kennel is already in existence and this ordinance change would not affect the shelter. The shelter would just become a non-conforming use and could stay in existence as long as they make no significant changes. Bret S. suggested that when the new zoning ordinances go into effect, they have the zoning officer come and make a walk through and document everything so that in the future there is a record, so it is grandfathered going forward.

Dave Sprigg requested information regarding the allowable slope of the down grade for the brake retarder. The average is 6.3% on Route 194 and does not meet the criteria of being 4% or less.

Executive Session – There was none.

Adjournment –

A motion was made by Dave B. at 8:42 p.m. to adjourn.

Second by Duane A.

There was no discussion.

The motion carried.

Respectfully submitted,

Traci Kauffman

Traci Kauffman, Secretary

Franklin Township