

**MINUTES OF
SPRING GARDEN TOWNSHIP BOARD OF COMMISSIONERS MEETING
JULY 11, 2018**

PERSONS PRESENT:

Thomas I. Warman, President
Michael L. Thomas, Vice-President
Cara Beth Zortman, Commissioner
Daniel E. Rooney, Commissioner
John J. Luciani, Commissioner
Linda S. Keller, Director of Community
Development & Planning

Steven F. Smith, Public Works Director
Clifford W. Gordon, Codes Enforcement Officer
Patricia R. Potter, Administrative Clerk
Grant Waltersdorf, Recreation Program Coordinator
Steven M. Hovis, Esq., Solicitor
Daniel J. Hoff, Fire Chief, YAUFR
David M. Davidson Jr., P.E., Engineer
B. J. Treglia, P.E., C. S. Davidson, Inc.

There were 13 people in the audience.

President Commissioner Thomas Warman announced that the Board of Commissioners met in Executive Session on June 14, 2018 at 5:15 p.m. to discuss employee issues. The executive session adjourned at 5:28 p.m.

CALL TO ORDER:

The Spring Garden Township Board of Commissioners opened its regular monthly meeting at the Township Municipal Building, 340 Tri Hill Road, York, PA 17403 on Wednesday, July 11, 2018. President Commissioner Warman called the meeting to order at 7:00 p.m.

A. SERVICE AWARDS:

There were NO Service Awards for this meeting.

B. PUBLIC PRESENTATION:

Tom Gross, Executive Director, Pennsylvania Chiefs of Police Association, presented the re-accreditation certificate to Sgt. Adam Zimmerman who accepted the certificate on behalf of the Spring Garden Township Police Department.

C. PUBLIC COMMENT PERIOD:

Ben Slowik, 1115 Glen View Drive, expressed his concerns regarding the tiered wall, landscaping, parking, and fencing in Rosecroft along with the traffic at the intersection of Richland Avenue and Country Club Road.

Atty. Steve Hovis commented that the fence was not included in the Developer's Agreement. **President Warman** requested Mr. Slowik contact Commissioner Luciani, the 4th Ward representative, with any other concerns.

D. APPROVAL OF MINUTES:

Zortman/Rooney motioned to approve the minutes for the June 13, 2018 regular monthly meeting and July 14, 2018 continued meeting as submitted. There were no public comments. Motion carried. Yes 5, No-0.

E. TREASURER'S REPORT:

The Treasurer's Report was accepted as presented and will be filed for audit.

F. APPROVAL FOR WARRANTS FOR PAYMENT:

Rooney/Zortman motioned to approve the Warrants for Payment as presented. There were no public comments. Motion carried. Yes-5, No-0.

G. OPENING AND AWARD OF BIDS:

Luciani/Rooney motioned to award the light duty towing bid to Darrah's Automotive & Recycling as received and disqualifying River's Truck Center and Unlimited Towing from the bids for failure to meet the requirement of being a licensed salvor as specified in the Township Ordinance. There were no public comments. Motion carried. Yes-5, No-0.

H. SUBDIVISION/LAND DEVELOPMENT PLANS FOR ACTION:

Morehouse Instrument Building Expansion – **Linda Keller** outlined conditions as recommended by the Township Planning Commission for the approval of the Final Land Development Plan for an 1800 square foot building additional to 1742 Sixth Avenue.

Commissioner Luciani voiced concerns regarding parking that is 3 feet from the property line and feels it is a zoning issue. **Engineer David Davidson** stated this is a pre-existing condition and acceptable.

Commissioner Rooney feels the parking spaces so close or within the legal right-of-way is an issue and may be impacted if more employees are hired. **Atty. Steve Hovis** commented that the Township can expand the roadway at some point and Morehouse Instrument cannot come back on the Township. **Tom Englerth**, Site Design Concepts, stated there is a determination from the Township staff and Engineer as well as the Planning Commission. He requested the plan be approved as submitted.

H. SUBDIVISION/LAND DEVELOPMENT PLANS FOR ACTION: (Continued)

Warman/Thomas motioned to approve Morehouse Instrument Final Land Development plan for an 1800 square foot addition to the building located at 1742 Sixth Avenue with the following conditions:

Conditions:

- 1. Seal and Signature of the Engineer and Surveyor is needed.**
- 2. Owner's notarized signature.**
- 3. Stormwater Management to be reviewed and approved by Township Engineer.**
- 4. Security for all required improvements (stormwater management, screening) must be posted.**

There were no public comments. Motion carried. Yes-3, No-2 – Commissioners Rooney and Luciani.

I. OLD BUSINESS:

There was no OLD BUSINESS to be discussed at this meeting.

J. NEW BUSINESS:

1. President Warman introduced and welcomed **Marcy Krum-Tinsley**, the new Spring Garden Township Manager who will officially begin employment on July 16, 2018.

Zortman/Thomas motioned to ratify the employment terms and conditions for the new Township Manager, Marcy Krum-Tinsley. There were no public comments. Motion carried. Yes-5, No-0.

2. **Thomas/Luciani motioned to appoint Marcy Krum-Tinsley, Township Manager, to serve as Township Secretary beginning July 16, 2018.** There were no public comments. Motion carried. Yes-5, No-0.

3. **Thomas/Zortman motioned to adopt Ordinance No 2018-04: Amending Chapter 147 of the Township Code of Ordinances, establishing the regulation of fireworks within Spring Garden Township.** There were no public comments. Motion carried. Yes-5, No-0.

4. **Township Administration Office Telephone System:** Steve Smith gave an overview of the proposal from Business First Telecom to replace the phones at the Administration Office which are over 30 years old. This item was approved in the 2018 budget at a cost of \$5,000; this quote is \$5,046. **Thomas/Zortman motioned to approve the proposal submitted by Business First Telecom to replace the phones at the Administration Building at a cost of \$5,046.** There were no public comments. Motion carried. Yes-5, No-0.

5. **Luciani/Zortman motioned to approve renewal of Township Insurance for 2018-2019 per EMC policy proposal at a cost of \$74,226.** There were no public comments. Motion carried. Yes-5, No-0.

6. **Zortman/Thomas motioned to approve reduction in surety for Regents Glen – Rosecroft to \$906,178.75.** There were no public comments. Motion carried. Yes-5, No-0.

J. **NEW BUSINESS: (Cont'd.)**

7. **Rooney/Zortman motioned to approve reduction in surety for Regents Glen – Greenleigh to \$458,597.05.** There were no public comments. Motion carried. Yes-5, No-0

8. **Rooney/Thomas motioned to approve the reduction in surety for Regents Glen-Box Hill Estates to \$1,056,380.00.** There were no public comments. Motion carried. Yes-5, No-0.

9. Atty. Steve Hovis reported that the homeowner at 1586 Clover Lane is connecting to the public sanitary sewer and has dug up his yard looking for the old septic system which he cannot find. He is requesting an agreement that will indemnify the Township in the event there is an issue in the future. **Luciani/Zortman motioned for approval of an agreement with the homeowner of 1586 clover Lane that will indemnify the Township from any future issues with the old septic system.** There were no public comments. Motion carried. Yes-5, No-0.

10. **Rooney/Zortman motioned to approve the rental contract for the 2018-2019 term with York Suburban School District for use of fields, gyms and classrooms for recreational purposes.** There were no public comments. Motion carried. Yes-5, No-0.

K. **REPORTS:**

1. **ENGINEER'S REPORT:**

Engineer Davidson reported the sewer lines served by Carriage Lane that will go to Matt Shorb's new home will need to be replaced with 6 inch line; they are currently 4 inch line.

Atty. Steve Hovis commented that new lines can be built with a different dedicated right-of-way and there will be a written agreement with homeowners Barley and Loucks.

Luciani/Zortman motioned to approve conditional agreement with Loucks and Barley which will include surety for the sanitary sewer system to the Shorb property.

There was one public comment:

Matt Shorb, 1863 Grantley Road, reminded the Board that in approximately 2016 plans were presented to the Board and the subdivision plans were recorded. Everything was inspected at that time, therefore, he is disappointed that he now is required to post a bond.

With no other public or Board comments, President Warman called for the vote. Motion carried. Yes-5, No-0.

2. **SOLICITOR'S REPORT:**

The Solicitor's Report was presented with no additional comments. There were no Board comments.

3. **POLICE CHIEF'S REPORT:**

Chief Swartz was absent from this meeting. There were no additions to the Police Chief's Report. There were no Board comments.

4. FIRE CHIEF'S REPORT:

The Fire Chief's Report was presented with no additional comments. There were no Board comments.

5. PUBLIC WORKS SUPERVISOR'S REPORT:

The Public Works Supervisor's Report was presented with no additional comments. There were no Board comments.

6. RECREATION PROGRAM COORDINATOR'S REPORT:

Grant Waltersdorf said he is beginning work on the Fall/Winter Newsletter. Grant announced the National Night Out will be held at York College on Tuesday, August 7th from 6 – 8 p.m. There were no Board comments.

7. ZONING OFFICER'S REPORT:

The Zoning Officer's Report was presented with no additional comments. There were no Board comments.

8. CODE ENFORCEMENT OFFICER'S REPORT:

The Code Enforcement Officer's Report was presented with no additional comments. There were no Board comments.

9. MANAGER'S REPORT:

President Warman reported that Murphy/Dittenhafer are working on designs for the facilities upgrade. There were no Board comments.

ADJOURNMENT:

With no further business to be brought before the Board, **Luciani/Thomas motioned to adjourn the Board of Commissioners Meeting at 8:29 p.m.**

Respectfully Submitted,

Thomas I. Warman
President Commissioner