

Minutes of the Spring Garden Township Board of Commissioners
6:00 p.m. – November 09, 2022

Persons Present:

Daniel E. Rooney, President
David Detwiler, Vice President
Tim Purcell, Commissioner
Andrew Herrold, Commissioner
Thomas Gwilt, Commissioner
David Davidson, Engineer (C.S. Davidson)
B. J. Treglia, Engineer (C.S. Davidson)

Marcy L. Krūm-Tinsley, Township Manager
George Swartz, Police Chief
Dawn Hansen, Zoning Officer
Craig Ruhl, Public Works Superintendent
Steven Hovis, Solicitor (Stock & Leader)
Krista Gardner, CFO
Dan Hoff, YAUFRC Chief

I. Call to Order – Business Meeting

President Commissioner Rooney called the meeting to order at 6:00 PM and lead the Pledge of Allegiance.

A. Presentations

B. Public Comment (3 minutes)

1. President Commissioner Rooney presented guidelines for public comment.
2. Amy Mitten of 653 Mulberry Street
 - Windsor Park homes have been overrun by excessive noise, dust, and truck traffic without regard to the health and wellbeing of the Windsor Park residence.
 - Questioned the prior enforcement of a 50 ft buffer and imposing of restrictions based on being attractive/useful to surroundings.
 - Requested a private meeting.
3. Jonathan Gordon of 1704 Randolph Drive
 - Proposed a skate park within the township and offered his guidance.
 - Feels it would be a great asset to the township.
 - Will submit a proposal/concept to the township by email.

C. Public Hearing

D. Board of Commissioners Meeting Minutes

Motion (Gwilt/Purcell) to approve the October 12, 2022 Workshop & Business Meeting minutes.
Discussion: none. Public comment: none. **Motion carried 5/0.**

E. Treasurer's Report

1. Motion (Herrold/Purcell) to accept the October 2022 Treasurer's Report / Bank Transactions.
Discussion: none. Public comment: none. **Motion carried 5/0.**
2. Chief Financial Officer – Krista M. Gardner, CPA/SEK

F. Opening/Awards of Bids

G. Subdivision/Land Development

1. **Moove In Partners** – 651 Richland Avenue
 - Motion (Detwiler/Herrold) to approve the time extension to December 31, 2022 to satisfy final plan approval conditions. Discussion: none. Public comment: none. **Motion carried 5/0.**
2. **325 S Belmont St** - The Apartments at Belmont
Developer amended the Pedestrian/Recreation Easement Agreement to include a 5-year extension from the date the plan was filed.
 - Motion (Herrold/Purcell) to approve the amended Pedestrian/Recreation Easement Agreement. Discussion: none. Public comment: none. **Motion carried 5/0.**
3. **Carriage House at Box Hill Mansion**
 - Motion (Detwiler/Purcell) to approve a time extension to January 31, 2023. Discussion: none. Public comment: none. **Motion carried 5/0.**
4. **Red Lion Controls** – 1750 Fifth Avenue, AO Zone Text Amendment
Commissioner Herrold recused himself from participating in discussion and consideration of the AO Zone Text Amendment as he is in the employ of the representation of Red Lion Controls.
 - Allow high-tech precision assembly in the AO zone.
 - Red Lion Controls anticipates 30 high-tech precision assembly workers on the first floor.

- Motion (Detwiler/Gwilt) to authorize sending the text amendment petition to the County and Township planning commissions for consideration and then returned to the Board. Discussion: none. Public comment: Amy Mitten of 653 Mulberry Street asked how to read the zoning text amendment. **Motion carried 4/0**, Commissioner Herrold abstained from vote.
 - Motion (Herrold/Purcell) to forward an IP Zone text amendment to the County and Township planning commissions to include a minimum of a 100-foot setback when adjacent to any residential uses or zoning. Discussion: none. Public comment: Charles Mitten Jr of 653 Mulberry Street suggested a split of the IP zone to add a Light Industrial Zone. **Motion carried 5/0**.
- 5. Inch & Co. – 350 N. Sherman St.**
- Hudson at Olive Street intersection. LTAP carried out Traffic Engineering Study. Board intent to follow LTAP advisement to update signage and add stop bars.
 - Right turn restriction from Olive Street onto Sherman Street PennDOT study request (TE-109). Inch & Co. to pay for modifications and study.
Motion (Purcell/Detwiler) to authorize Township Manager to sign TE-109 and forward to Traffic Engineer for completion. Discussion: none. Public comment: Amy Mitten of 653 Mulberry Street questioned increase in police presence, questioned signage at the Hudson/Olive Street intersection. **Motion carried 5/0**.
- 6. Box Hill / Regents Glen**
- Motion (Herrold/Purcell) to authorize Township Engineer to inspect improvements to prepare a reduction in surety. Discussion: none. Public comment: none. **Motion carried 5/0**.
- G. Old Business**
1. Committee for the Mt. Rose Avenue property
 - Motion (Detwiler/Purcell) to send proposed zoning addition to the York County Planning Commission and Spring Garden Planning Commission for review. Discussion: none. Public comment: none. **Motion carried 5/0**.
 2. Motion (Purcell/Herrold) to approve additional unbudgeted funds in the amount of \$3,717.89 for the Regents Glen final paving of Royal Oaks/Stonegate to Kinsley Construction for final paving. Discussion: none. Public comment: none. **Motion carried 5/0**.
- H. New Business**
1. Motion (Herrold/Purcell) to authorize advertisement of 2023 Budget and Tax Levy. Discussion: none. Public comment: none. **Motion carried 5/0**.
 2. Belmont Bean - request for crosswalk.
 - Chief Swartz advised a traffic study not needed and PennDOT gives statutory authority to municipalities to add crosswalks.
 - Public Works Department will forward a cost estimate to Belmont Bean for a crosswalk.
 3. Motion (Herrold/Purcell) to approve Resolution 2022-27, Act 57. Discussion: none. Public comment: none. **Motion carried 5/0**.
- I. Commissioners' Comments**
1. Commissioner Detwiler, Ward 1
 2. Commissioner Rooney, Ward 2
 3. Commissioner Purcell, Ward 3
 4. Commissioner Herrold, Ward 4
 - Requested and received the consent of the other commissioners to have the township solicitor to present some ideas for a volunteer tax credit for volunteer fire fighters and EMS.
 - Requested the board to consider a meeting start time of 6:30 PM. This may allow for those getting off work at 5:00 PM to attend workshops.
 5. Commissioner Gwilt, Ward 5
- J. Township Staff Reports**
1. **Engineer** – David Davidson, P.E./C.S. Davidson, Inc.
 - Watershed study of Virginia Avenue
 - Concept plan prepared and will be presented to residents at 5:00 PM on 11/15/2022 at the Township Building.
 - Looking into applying for grant funding by the end of the year.
 - Motion (Detwiler/Herrold) to authorize the payment of projects on the ARPA schedule, subject to engineering review, that require payment by end of 2022 with ratification presented at subsequent meeting. Discussion: none. Public comment: none. **Motion carried 4/0** (Purcell was not present to vote).

2. **Solicitor** – Attorney Steven Hovis/Stock and Leader
3. **Police Chief** – Chief George Swartz
 - Motion (Herrold/Detwiler) Resolution 2022-28 Police Policies. Discussion: none. Public comment: none. **Motion carried 4/0** (Purcell was not present to vote).
 - Local Law Enforcement Grant Application through PCCED submitted. A joint application with four departments in the amount of \$715,000 for equipment and training.
4. **Fire Chief** – Chief Daniel Hoff
 - Fire code update
 - Will work with Solicitor Hovis to review and customize the proposed fire code update to meet the needs of the township.
 - Fireworks amendment
5. **Public Works Superintendent** – Craig Ruhl
 - Woodland Sanitary Sewer Project:
 - Barrasso will start work on the sanitary sewer project by end of November.
 - Degraded storm sewer pipe, privately owned, is impacting the integrity of sanitary sewer manhole. Contractor can replace 10' of this 42" diameter corrugated metal storm pipe at a cost of \$17,800. Property owners to be contacted regarding agreement to allow access to the property, no guarantee on work, stormwater repair, and stormwater repair cost.
 - Remind residents that they are responsible for maintenance of the stormwater infrastructure on their property.
 - Motion (Detwiler/Herrold) to move the Woodland Sanitary Sewer Project forward and replace the degraded 10' of 42" diameter storm pipe at a cost of \$17,800. Discussion: none. Public comment: none. **Motion carried 5/0.**
6. **Zoning Officer** – Dawn Hansen
7. **Code Enforcement Officer**
8. **Township Manager** – Marcy L. Krūm-Tinsley
 - Accounting/Benefit Coordinator & Manager report

II. Adjourn

Motion (Rooney/Purcell) to adjourn at 7:46 PM Discussion: none. Public comment: none. **Motion carried 5/0.**

Respectfully submitted,

Marcy L. Krūm-Tinsley
Township Manager/Secretary

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