

Minutes of the Spring Garden Township Board of Commissioners Business Meeting
6:30 p.m. – March 12, 2025

Persons Present:

Daniel E. Rooney, President Commissioner
David Detwiler, Vice President Commissioner
Andrew Herrold, Commissioner

Anne Gray, Commissioner
Thomas Gwilt, Commissioner

I. Call to Order / Pledge of Allegiance

Executive Session was held on March 3rd for the purpose of reviewing legal matters.

Motion (Herrold/Detwiler) to add an action item to the agenda to deny the security release request for 1742 Sixth Ave. - Morehouse based on the Engineer's recommendation. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

A. Presentations - None

B. Public Comment

C. Business Meeting Minutes

1. **Motion (Detwiler/Gwilt)** to approve the February 12, 2025 Business Meeting and Workshop Minutes. Discussion: None. Public Comment: None. 3/3. Carries. Commissioner Herrold abstained. Commissioner Gray was absent.

D. Finance

1. **Motion (Detwiler/Gwilt)** to accept the February 2025 Treasurer's Report and Bank Transactions. None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

E. Subdivision / Land Development

1. Regents Glen Lot 86 – Red Oaks

Motion (Detwiler/Gwilt) to approve the Regent's Glen Lot 86 Red Oaks waivers:

- i) A waiver for preliminary plan approval has been requested. (§275-21, SALDO)
- ii) A waiver for street width has been requested. (§275-29, SALDO)
- iii) A waiver for street radii has been requested. (§275-39.C(1), SALDO)
- iv) *removed*
- v) A waiver for Max depth for stormwater basin of 6 feet has been requested. (§265-306.R.1.a, SWM)
- vi) Waiver for maximum side slope on stormwater basin has been requested (§265-306.R.1.a, SWM)
- vii) A waiver for Section 02575 - Bituminous surface street cross-section – 8 inches of PennDOT 2A stone has been requested.

Discussion: Commissioners removed item *iv) A waiver for dead-end streets (§275-29, SALDO)*.

Public Comment: None. 3/3. Carries. Commissioner Herrold abstained. Commissioner Gray was absent.

Lot 86 Discussion: Commissioner Rooney indicated the need for a secondary primary access to address safety, health, and welfare concerns. The developer's engineer, based on the traffic study and the existing emergency access, believes the plan does not need secondary primary access.

Motion (Detwiler/Gwilt) to table the remaining Final Land Development Plan conditions to address ongoing concerns with the waiver for dead-end streets and access points. Discussion: none. Public Comment: Mark David Frankel of 1030 Crest Way commented on concerns regarding the new development and association with the HOA. 3/3. Carries. Commissioner Herrold abstained. Commissioner Gray was absent.

2. Security Release – 1742 Sixth Ave. – Morehouse

i) **Motion (Detwiler/Gwilt)** to ratify the Manager's authorization for the Engineer to proceed with the inspection of the improvements at 1742 Sixth Ave – Morehouse. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

ii) **Security Release Denial - 1742 Sixth Ave. – Morehouse**

Motion (Herrold/Rooney) to deny the security release request for 1742 Sixth Ave. - Morehouse based on the Engineer's recommendation. Discussion: It was clarified that they can resubmit request for release after concerns are addressed. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

3. Maintenance Bond – 350 N Sherman St.

Motion (Herrold/Detwiler) to direct the engineer to inspect the improvements at 350 N Sherman Street for full release of the maintenance bond. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

F. Old Business

1. Comprehensive Plan Discussion Group "Advisory Committee" – FYI

The Comprehensive Plan process was provided.

2. Mill Creek Trail and Greenway

Easement Agreements and who would complete the work were discussed.

3. Fire Station 892 on Indian Rock Dam Road

i) **Request for Payment – MW Studios Invoice 24-156-03**

Motion (Herrold/Gwilt) to approve payment in the amount of \$30,900 to MW Studios using unbudgeted funds from the Building Improvement Fund. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

4. York County Regional Police Department (YCRPD) Merger

i) **Appointments to the York County Regional Police Commission**

Motion (Herrold/Detwiler) to appoint Commissioner Gray as the York County Regional Primary representative to a 2-year term (2025-2026). Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

Motion (Rooney/Detwiler) to appoint Commissioner Herrold as the York County Regional Alternate representative to a 2-year term (2025-2026). Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

ii) **2023 Ford Escape Police Vehicle**

This vehicle is currently in lease and will need to be purchased before it can be transferred to YCRPD as part of our capital contribution.

Motion (Herrold/Detwiler) to approve the purchase of the 2023 Ford Escape from Enterprise Fleet Management in the amount of \$22,131.70 of unbudgeted funds and to authorize the manager to execute the agreement. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

iii) **YCRPD Vehicle Purchase One with a License Plate Reader**

Per the Capital Contribution included in the ICA, Spring Garden is to provide YCRPD \$105,000 for the purchase of a patrol vehicle. \$80,000 of the funds were allocated to the Capital Fund per the 2025 Budget.

Motion (Detwiler/Gwilt) to approve \$80,000 from the Capital Fund and \$25,000 of unbudgeted funds from the General Fund to YCRPD for the purchase of patrol vehicle number one. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

iv) **YCRPD Body and In-Car Camera System Capital Contribution**

Per the Capital Contribution included in the ICA, Spring Garden will provide \$120,701.28 to YCRPD for replacing the body and in-car camera system. The 2025 Budget included \$145,000 for this expense.

Motion (Herrold/Detwiler) to approve \$120,701.28 of budgeted funds to YCRPD for the replacement of the body and in-car camera system. Discussion: None. Public Comment: Lynne Huddleston of 808 Clearmount Rd. inquired about how these expenditures are advantageous to the Township with the merger. It was clarified that these expenses the Township would incur with or without the merger, and that expenses will be reduced substantially when the merger is complete, with full realization to be reached three to four years after the merger. 4/4. Carries. Commissioner Gray was absent.

5. Recreation Commission Appointees Needed - Announcement

Spring Garden Township is seeking residents and property owners from Wards One and Two to serve as members of the Spring Garden Recreation Commission.

G. New Business

1. Personnel

i) MOU Teamsters 2025 Holiday Schedule Modification

Motion (Detwiler/Gwilt) to approve the MOU with the Teamsters to move their Christmas Eve holiday to December 26, 2025. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

2. Special Purpose Parking Zones Ordinance Amendment

Draft an Ordinance 300-31 Amendment to update the time restriction for the loading/unloading zone on Ogontz Street from the current 8:00 AM to 5:00 PM to 8:00 AM to 4:00 PM. The requesting business agreed to pay all costs associated with the update.

Motion (Herrold/Gwilt) to direct staff to work with Solicitor to amend and advertise Ordinance 300-31 Special Purpose Parking Zones. Discussion: None. Public Comment: Ricky Dubbs of 545 S. Ogontz St. stated his desire for permit parking and his opinion that the loading zone is not needed. 4/4. Carries. Commissioner Gray was absent.

3. Chapter 300 Vehicles and Traffic Ordinance Update

As we move toward regionalization many sections of Chapter 300 will need updating.

Motion (Herrold/Gwilt) to direct staff to work with Solicitor to draft and advertise an updated Chapter 300 Vehicles and Traffic Ordinance. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

4. Parking Ordinance Amendment – 2nd Ave. and Wheaton St.

An ordinance amendment to create a permit only parking area near Elmwood Park.

Motion (Detwiler/Gwilt) to direct staff to work with Solicitor to draft and advertise an ordinance amendment creating a permit only parking area along the north side of 2nd Ave. and the west side of Wheaton St. from 1749 2nd Ave. to 210 Wheaton St. Discussion: Commissioner Rooney stated that he spoke with two of the three residents directly impacted and they are supportive of the measure to make it easier for emergency vehicles to turn without vehicles on both sides of the street. Public Comment: Ricky Dubbs of 545 S. Ogontz St. inquired about parking. It was stated that there are 27 parking spaces available in the Third Ave. Municipal Parking Lot in addition to other on-street parking. 4/4. Carries. Commissioner Gray was absent.

5. York Area United Fire and Rescue (YAUFR) Emergency Response Billing Ordinance

A significant number of resources go into vehicle incident response and usually these incidents involve drivers that are non-residents passing through the township. The proposed ordinance would allow for incident billing and is being considered by all the YAUFR charter members.

Motion (Detwiler/Herrold) to direct staff to work with Solicitor to review and advertise the

proposed Emergency Response Billing Ordinance. Discussion: None. Public Comment: Ricky Dubbs of 545 S. Ogontz St. inquired about ability to bill. Commissioner Herrold clarified that it is only a direction to draft an Ordinance for advertising. 4/4. Carries. Commissioner Gray was absent.

6. YAUFR Primary Representative Two

To reappoint Commissioner Gwilt as YAUFR Primary Representative Two to a two-year term (2025-2026).

Motion (Detwiler/Rooney) to appoint Commissioner Gwilt as YAUFR Primary Representative Two for the 2025-2026 term. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

7. Mulberry Street Sinkhole Sewer Repair

There was a watermain break on 12/22/2024 and one on 01/06/2025 associated with a sinkhole. The sinkhole damaged our sewer line and required emergency repair.

Motion (Detwiler/Gwilt) to approve the unbudgeted sewer expense in the amount of \$82,978.08 to York Excavating Company, LLC to repair the sewer main sink hole damage. Discussion: Commissioner Detwiler asked if The York Water Company assumes any responsibility. The Manager indicated after the payment the Township would pursue a cost share. Public Comment: Amy Mitten of 653 Mulberry St. thanked public works for handling the repairs quickly and well. Melissa Stuart of 1161 Hollywood Terrace asked about the accounting of the funds. 4/4. Carries. Commissioner Gray was absent.

8. Legal Services Request for Proposals

Motion (Herrold/Detwiler) to ratify the Manager's action to advertise a request for proposals for legal services. Discussion: None. Public Comment: None. 4/4. Carries. Commissioner Gray was absent.

H. Commissioner Constituent Representation

1. Commissioner Detwiler, Ward 1

2. Commissioner Rooney, Ward 2

i) Mill Creek 2025 Clean-Up – April 5th 9:00 am to 11:30 am

Motion (Herrold/Detwiler) to approve unbudgeted funds up to \$1,000 for the Mill Creek 2025 Clean-Up efforts. Discussion: Commissioner Rooney shared pictures from the clean-up last year. He also shared that Penn Waste is providing a dumpster at no cost. There will be prizes in a few different categories. Public Comment: Roberta Boffo of 1080 Grandview Rd. inquired as to the reason it was only one side of Mill Creek for the cleanup; it was clarified by Commissioner Rooney that we would have to get permission from the respective property owners. Ted Waltersdorf of 1558 Hollywood Parkway inquired about why the cleanup is a month earlier than last year; Commissioner Rooney stated that cooler weather and sparser brush coverage makes it easier to clean up. 5/5. Carries

3. Commissioner Gray, Ward 3: Commissioner Gray stated that there is some interest in mailings for updates versus and app (Savvy Citizen). She wants to spread the word about the Rec Facebook page. The comprehensive plan draft is available on the website.

4. Commissioner Herrold, Ward 4: Commissioner Herrold clarified that the Billing Response Ordinance would look to recoup cost. Chief Hoff also clarified that it would be whatever insurance would pay to cover the costs, and they would not balance bill. Commissioner Herrold also expressed thanks to the Police Department for the response at UPMC.

5. Commissioner Gwilt, Ward 5: Expressed that he believes York Excavating is doing a great job with good progress installing water lines.

I. Township Consultant, Contracted Services, Departments

1. Township Consultants

i) **Solicitor:** None

ii) **Engineer:** None

iii) **Fire Department / York Area United Fire and Rescue**

a) **YAUFR Charter Agreement – Proposed Changes;** Commissioner Rooney stated that there is a proposed change in the percentage needed for approval and that an elected official cannot be an at-large member.

2. Township Administration

i) **Manager:** Noted that there was an issue with the streaming audio.

ii) **Zoning and Codes Enforcement:** None

iii) **Public Works:** None

iv) **Recreation**

a) **Spring Fun Fest – April 12th 11:00 AM to 2:00 PM**

Our first Recreation Department event will be Spring Fun Fest at the Municipal Building and Violet Hill Park on Tri Hill. There will be a ribbon cutting, an open house, the Easter Bunny, bounce houses, face painting, and food trucks.

v) **Police**

a) **Police Radios**

The Board approved funds in the amount of \$150,000 in February for the purchase of police radios. The equipment on the contract has been updated. The cost will remain under the approved \$150,000.

Motion (Detwiler/Gray) to approve the updated contract with B. Moyer Radio Communications to purchase new police radios for an amount not to exceed \$150,000.

Discussion: Commissioner Herrold clarified that this expense would exist with or without the merger, and the Manager clarified that there is \$115,000 in grant funds to put toward the cost. Public Comment: None. 5/5. Carries.

J. Public Comment

II. Adjourn

Motion (Detwiler/Gray): to adjourn. **Adjourned at 8:23 p.m.**

Respectfully submitted,

Luther C Wike Jr.
Township Secretary

EA