

**CONEWAGO TOWNSHIP BOARD OF SUPERVISORS**

**541 OXFORD AVENUE**

**HANOVER, PA 17331**

**BOARD OF SUPERVISORS REGULAR MEETING, JUNE 19, 2017**

Vice Chairman called the meeting to order at 7:00 p.m. with the Pledge of the Flag and followed by a moment of silence.

The following Supervisors were in attendance:

Vice Chairman Don Knight

Ted Bortner

Zachary Brillhart

Louann Boyer

Chairman Bob LeGore was absent.

The following appointed Township professionals were also in attendance:

Barbara Krebs, Township Manager

Dave Arndt, Code Enforcement/Zoning Officer

Police Chief Curtis McCoy

Heather Snyder, Secretary-Treasurer

Jim Yingst, Solicitor

Eric Mains Gannett Fleming, Engineer

There were several persons in the audience including: Tony Eline of 12 Linden Avenue, Pat Finch of 209 Stafford Drive, Joann Gouin of 51 Sterling Drive, Richard Murren of 913 Linden and Dave Murren of 137 Wappler Drive.

**1. MINUTES**

Supervisor Ted Bortner made motion to approve the May 15, 2017 Workshop and Regular meeting minutes, seconded by Supervisor Louann Boyer. Vote 4-0

**2. COMMUNICATIONS AND INTERACTIONS**

The SAVES May report was enclosed in the packet for review.

Comcast notification of channel additions was enclosed for review.

Adams County Borough Association Newsletter dated May 2017 was enclosed for review. A note about the Adams County Electronic Recycling article was discussed letting the residents know that on September 9, 2017 a collection will be held at the Emergency Management Center. This article will also be included on the website. Flood Risk Reduction letter dated May 22, 2017 was enclosed for review. Meeting to be held June 27, 2017 at the Adams County Conservation District.

The 2016 Annual Drinking Water Quality Report from the Hanover Borough was enclosed for review.

Notice of Intent dated May 30, 2017 to remediate to Statewide Health, Background, and Site Specific Standards for Miller Chemical & Fertilizer was enclosed for review. The Board acknowledged receipt but no action was needed.

**3. REPORT FROM COMMITTEES**

**Administration (Knight/LeGore)**

Vice Chairman Don Knight had nothing to report.

**Public Safety (LeGore /Bortner/Alternate Knight)**

Supervisor Ted Bortner advised he had nothing additional to add then what the Township Manager has in her staff report.

**Recreation (Knight/Boyer)**

Supervisor Zach Brillhart advised the Recreation Grant was submitted for funding of the park.

**Agricultural Preservation (Brillhart)**

Township Manager Barbara Krebs and Supervisor Zach Brillhart will be working with the County on the Russell Williams’s property.

**Roads (Bortner/Knight)**

Supervisor Ted Bortner advised he had nothing additional to add then what the Township Manager has in her staff report.

Mr. Dave Murren of 137 Wappler Drive had some concerns with Wappler Drive asking when the project would be completed and what materials they would be using. Township Engineer Eric Mains advised they are looking at several vendors with a completion date in July or August.

**Pension**

Next meeting is scheduled for July 27, 2017 at 10:00 a.m., this is a public meeting.

Supervisor Ted Bortner made motion authorizing the Township Treasurer to pay cost associated with the Non-Uniform Pension Plan Fiduciary Liability coverage from the General Fund, seconded by Supervisor Zach Brillhart. Note: the expenditure is \$50.00. Vote 4-0

**Planning Commission (Brillhart)**

Supervisor Zach Brillhart advised the Planning Commission reviewed all chapters of the Comprehensive Plan. The next step will be to hold hearings for public input.

**Stormwater (Knight/Brillhart)**

Supervisor Zach Brillhart made motion to enter into the Easement agreement for McKinsley Heights, seconded by Supervisor Ted Bortner. Note: The easement agreement is to tie in to the Preserves Stormwater drainage and fix flooding. Vote 4-0

Ms. Pat Finch of 209 Stafford Drive asked about the tree debris from the creek and how that applies to this Easement agreement. Township Engineer Eric Mains advised that this Easement agreement only applies to a 15 x 30 area. The Township would need to look at and advise if that would be McSherrystown Borough or Conewago Township’s to maintain.

**4. REPORT FROM SECRETARY-TREASURER**

Supervisor Zach Brillhart made motion to approve the Secretary/Treasurer’s Report, seconded by Supervisor Louann Boyer. Vote 4-0

Supervisor Louann Boyer made motion to approve payment of the prepaid bills and all invoices noted on the Report for June 19, 2017, seconded by Supervisor Zach Brillhart. Vote 4-0

**5. PUBLIC COMMENT**

Mr. Richard Murren of 913 Linden Avenue had concerns about the pine trees that boarder his property for privacy from the Utz pavilion need a lot of water. The garage he is building needs to have the rain spouts routed to a seepage pit per the Township. He is asking the Board to consider not doing that so the rain water can water those trees. Township Eric Mains advised there are several options and that he would meet with Mr. Murren at his residence on June 21, 2017 to discuss.

Mr. David Murren of 137 Wappler Drive asked the Board when the weeds would be mowed at the Clarks building. Township CEO/Zoning Officer advised these are not weeds but flowering meadows and approved per the Land Development Plan.

Ms. Joanne Gouin of 51 Sterling Drive had concerns about the construction for the McKinsley Heights Development, a cement truck starting at 6:20 a.m. and it did not use South Street in McSherrystown to access the

Development, along with other delivery trucks. Ms. Gouin advised she talked with the Township Manager Barbara Krebs and she was wonderful to work with. Township Manager Barbara Krebs advised the ordinance states 6:00 a.m. – 10:00 p.m. are acceptable hours after that time period they would be in violation of the noise ordinance.

Chief Curtis McCoy discussed the truck traffic accessing Stafford Drive. Chief noted the NO TRUCK signs are everywhere in the Township. This sign means NO TRUCKS, but the signs do not reflect local deliveries like Fed Ex, Ups, etc., According to the Ordinance Subsection B states you can forbid trucks, however you cannot prohibit trucks for delivery and unloading of equipment, momentarily. How is momentarily determined? This will need to be done on a case by case situation.

### **REPORTS FROM SUPERVISORS**

Supervisor Ted Bortner had a statement that he wanted to share from the polls of the Primary Election: “Candidates night – what kind of republican are you? The makeup of our country includes various party affiliations as well as beliefs within those definitions; whether it be as a republican or democrat this diversity of thought is among the many things that makes our country strong and our system of government work. Recently, and especially since the shooting that occurred last week that targeted the republican congress, there has been a lot of talk about the need for compassion and understanding versus hate. The need to be more civil to each other and for the government to focus on the country and its people as a first priority. Today it’s pretty easy to spread hate and fear as well as discredit groups of people anonymously using things like email, FB and Instagram or on social media. Often there’s little personal accountability for people who choose to spread hate and fear. They can hit and run without fear of retribution or accountability.

In light of these things I want to share an incident that happened at the pole this past Election Day. There were five or six of us handing out material in support of our preferred candidates. One of these people handed us a document to read. It was in the form of a printed email with the names blacked out so as to prevent anyone from determining the source or sender of the document. The document was titled “Brilliance”. Part 1 offered the “Brilliance” and parts 2 and 3 offered data that supposedly supported the Brilliance. Here is an excerpt from the document: Back off and let those men who want to marry men, marry men. Allow those women who want to marry women, marry women. Allow those folks who want to abort their babies, abort their babies. In three generations, there will be no more Democrats. This document was distributed by Fred Wilke. I’d like to have this captured in our minutes so that it can ultimately be posted on our web site for public consumption. As a member of this board and a man with family, a former Marine and combat veteran I find this offensive and disappointing. You may agree or disagree with the content of the document which is your right. At a minimum Mr. Wilke will be publicly accountable for the material he distributed”.

Supervisor Louann Boyer had nothing to report.

Supervisor Zach Brillhart had nothing to report.

Vice Chairman Don Knight had nothing to report.

### **6. REPORTS FROM DEPARTMENTS**

#### **Police**

Police Report for May was prepared in the packet.

Chief Curtis McCoy advised he is working on annual evaluations and should have those concluded by the next Board meeting.

Mr. David Murren of 137 Wappler Drive acknowledged that Chief of Police is a good guy to help with your problems. Township Manager Barbara Krebs acknowledged that we have a great Police Department, they go out of their way to help you and represents the Township.

### **Township Solicitor Yingst**

Solicitor Jim Yingst advised he has been working on document review and easement agreements. Working on a Resolution for acceptance of the streets in Chapel View for the July meeting.

### **Township Manager**

Manager Barbara Krebs reviewed her staff report including the Maintenance Department contract was ratified by the Union, Police Negotiation meeting was held Monday, June 5, 2017, members of the staff met with Gannett Fleming to review the mapping process and procedures, discussion and review is in process for the next 5 year Plan, and construction in the Police Department started today.

The Bay Journal EPA letter telling PA to increase progress in cleanup efforts is available on the website and copies are available tonight. This article talks about how we are mandated and what needs to be done. Township Manager Barbara Krebs advised the Board that our goal was to do what we needed to do so the resident's don't suffer. Our goal to meet obligations save the Municipality money.

Supervisor Ted Bortner made motion to accept the ratified contract of the United Steel Workers, seconded by Supervisor Louann Boyer. Vote 4-0

### **Township Engineer (Eric Mains, Gannett Flemming, Inc.)**

Engineer Eric Mains gave a review of his Engineer Report for May 2017.

Villas at Cattails – waiting on deed of dedication

Chapel View Development – request for deed of dedication, still a laundry list to review.

Supervisor Zach Brillhart made motion to table to request for deed of dedication for the Chapel View

Development pending review, seconded by Supervisor Ted Bortner. Vote 4-0

Blettner Avenue – Notice to proceed with C.E. Williams as Contractor, street project for 2017. Estimated completion before school starts.

Stormwater – Stormwater Advisory Committee meeting to be held on June 21, 2017. Pollution Reduction Plan will need to schedule a public hearing.

Supervisor Ted Bortner made motion for the staff to schedule a hearing for the Pollution Reduction Plan, seconded by Supervisor Louann Boyer. Note: Adequate notice is needed for the Public. Vote 4-0

## **7. CODE ENFORCEMENT**

The activity summary from Zoning/Code Enforcement Officer Dave Arndt dated May 10, 2017 – June 9, 2017 and current flow charts were enclosed in the packet for review. Discussion on 3 citations issued with a maximum fine of \$1,000.00 plus cost daily for 39 Elk Drive and a maximum fine of \$1,000.00 for 384 Maple Avenue, after contacting the Magistrate a summons was issued and the defendants have until June 26, 2017 to respond or a bench warrant will be issued. Supervisor Ted Bortner advised of the discussion during workshop and wanting to take an aggressive direction with the properties in violation.

Supervisor Ted Bortner made motion to authorize the staff to pursue the Commonwealth Court and bear the cost as expeditiously with the Court of Common Pleas for 39 Elk Drive and 384 Maple Drive as soon as the process allows, seconded by Supervisor Louann Boyer. Vote 4-0

## **8. SUBDIVISION/LAND DEVELOPMENT**

Subdivision and Land Development Status Report for June 2017 was enclosed for review.

Planning Commission minutes dated June 1, 2017 were enclosed for review.

## **9. ZONING**

No Zoning Hearing Board meeting for July.

The Ashraf appeal to the county courts regarding the Zoning Hearing Board decision for Case 5-2016 was denied by the county judge.

**10. OTHER BUSINESS, Comments, and Announcements**

Nothing new to report.

**11. MEETING SCHEDULE**

Zoning Hearing Board for July 5, 2017 at 6:00 p.m. is cancelled.  
Planning Commission meeting for July 6, 2017 at 6:00 p.m.  
Public Safety Committee meeting for July 17, 2017 at 8:30 a.m.  
Road Committee meeting for July 17, 2017 at 10:00 a.m.  
Board of Supervisor's Workshop for July 17, 2017 at 5 p.m.  
Board of Supervisor's Meeting for July 17, 2017 at 7 p.m.  
Recreation Committee Meeting for July 19, 2017 at 9 a.m.  
Admin Committee Meeting for July 19, 2017 at 10:00 a.m.

Supervisor Ted Bortner made motion authorizing use of reserves for the cost associated with filing with the Court of Common Pleas, seconded by Supervisor Louann Boyer. Vote 4-0

**12. ADJOURNMENT**

Supervisor Zach Brillhart made motion to adjourn the meeting at 8:15 a.m., seconded by Supervisor Ted Bortner. Vote 4-0

Respectfully Submitted:

Heather Snyder, Secretary/Treasurer