

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS
541 OXFORD AVENUE
HANOVER, PA 17331

BOARD OF SUPERVISORS REGULAR MEETING NOVEMBER 18, 2019

Chairman Don Knight called the meeting to order at 6:36 p.m. The meeting began with the Pledge of the Flag and followed by a moment of silence.

The following Supervisors were in attendance:

Chairman Don Knight Vice Chair Louann Boyer Ernie Hess Jeffery Sheely

John Strevig – Absent

The following appointed Township professionals were also in attendance:

Heather Snyder, Sec./Treas.	Chief Gary Baumgardner
Scott Small, Maintenance Manager	Tim Shultis, Solicitor
Eric Mains, Gannett Fleming Engineer- 7:29 p.m.	Sergeant Kevin O'Brien
Dave Arndt, Zoning/Code Enforcement Officer	Angela Pabon, Assistant Sec. / Treas.

Barbara Krebs, Township Manager - Absent

There were approximately 20 people in the audience including: Michael Cooper-White of the Gettysburg Times, Charlotte Shaffer of 44 Allwood Drive, Tom Weaver of 174 Panther Drive, Jackie Barham of 317 Johnathon Drive, Ellen Ryan of 36 Franklin Drive, Rick McKee of 142 Barley Circle, Patrick Shaffer of 151 Villa Vista Avenue, Tom Klunk of 3370 Centennial Road, Fred and Judy Wilke of 248 Oxford Avenue, Bob Miller of 3176 Hanover Pike, Dan Smith of 235 Johnathon Drive, Officer Christopher Snyder and family, Officer Nathan Groft, Officer Kyle Freeman, Officer Patrick Lehman and S.A.V.E.S. Fire Chief - Tom Lawrence.

1. Certificate of appreciation for 4 citizens

Chief Baumgardner along with Officer Patrick Lehman and Fire Chief Tom Lawrence described a head on collision which occurred on September 12, 2019 on Hanover Road. During the vehicle accident several individuals provided aide to the victims before emergency services arrived. Chief Baumgardner recognized those individuals that provided aide including Tania Hampton, Tracey Gallagher, Hannah Gallagher and Shannon Strausbaugh. Mr. Robert Williams, a victim from the accident, presented Shannon Strausbaugh with a certificate of appreciation and thanked her for her help. Chief Baumgardner thanked the victims and Shannon Strausbaugh for coming to the meeting.

2. Swearing in of Detective

District Magistrate Matthew Harvey swore in Officer Christopher Snyder as the new Detective for Conewago Township. Detective Christopher Snyder's wife, Brittany, presented him with his badge.

Chief Gary Baumgardner advised the family of Detective Christopher Snyder and those attending for the certificate of appreciation involving the accident that they may leave the meeting. Several individuals left the meeting.

3. Public Comment for agenda items

Tom Weaver of 174 Panther Drive had comments on the following agenda items:

Authorization to advertise appointment of Brown Schultz Sheridan & Fritz public accountants to make an examination of all the accounts of the Township for the fiscal year in place of elected auditors. Tom Weaver expressed concerns with the Board making a decision on using a CPA in place of elected auditors

without having the certified results from the election board and therefore suggested the decision be deferred to the new Board.

Tom Weaver also had concerns with proposed Ordinance 2019-F, Amending Management Policies and Bylaws. He expressed concern with the verbiage in Ordinance 2019-F indicating that all departments report to the manager. He indicated that he thinks the police should report directly to the Board rather than the Manager. He also addressed the verbiage in Ordinance 2019-F stating the preference would be for the Manager to have an Engineering background. He stated he would argue the Manager should have a Public Admin or Government background. He felt as though this proposed Ordinance 2019-F should be tabled until the Reorganizational meeting for the new Board.

He also suggested no action be taken on the Klunk Farm concept plan, 2 waiver request, for Section 135-36.G.

Tom Weaver asked whether an individual would be able to appeal the decision of the Board regarding the recent rezoning of properties. Tim Shultis, Solicitor, advised he would not answer the question because it was a legal issue and he cannot give legal advice to someone he does not represent.

Charlotte Shaffer of 44 Allwood Drive commented on agenda item Ordinance 2019-F, Amending Management Policies and Bylaws. She expressed that she does not agree with delegating the powers and control of the Police Department to the Manager.

Charlotte Shaffer also informed the Board that she requested Chief Baumgardner investigate a Police Officer that was alleged to have said derogatory things about another officer.

Ellen Ryan of 36 Franklin Drive commented on Public comment for agenda items. She requested all agendas be on the website before the meeting. She suggested, to formalize the meeting more, filling out cards for public comment. She also suggested to add public comment while discussing each item so it is not at the beginning or the end of the meeting.

4. Holding Tank Ordinance Hearing

Chairman Don Knight opened the hearing at 6:55 p.m. for the Ordinance 2019-E, Holding Tank Ordinance. Tim Shultis, Solicitor, explained Ordinance 2019-E which establishes and permits holding tanks and retaining tanks under certain circumstances. He advised the Ordinance has been properly advertised and noticed and is ready for decision. Tim Shultis, Solicitor, asked if there was any public comment regarding this Ordinance.

Tom Weaver of 174 Panther Drive asked to whose standard Ordinance 2019-E was written. Tim Shultis, Solicitor, answered DEP.

Fred Wilke of 248 Oxford Avenue asked for an explanation of Ordinance 2019-E. Tim Shultis, Solicitor, explained the Ordinance.

Supervisor Ernie Hess made a motion to adopt Ordinance 2019-E, an Ordinance permitting and establishing regulations for holding tanks and retaining tanks seconded by Supervisor Jeffery Sheely.

Vote 4-0

The hearing was closed at 6:58 p.m.

5. MINUTES

Supervisor Jeffery Sheely made a motion to approve the October 8, 2019 special meeting minutes, seconded by Supervisor Ernie Hess.

Vote 4-0

Vice Chair Louann Boyer made a motion to approve the October 21, 2019 Workshop and Regular meeting minutes, seconded by Supervisor Ernie Hess.

Vote 4-0

6. COMMUNICATIONS AND INTERACTIONS

The SAVES October report was enclosed in the packet for review. Chairman Don Knight advised that during the month of October SAVES responded to 7 Fire and Rescue calls (21%) and 39 EMS (31%) for a total response of 46 calls (29%) in the Township.

Thank you letters were received from the VNA, Rabbit Transit, Hanover YWCA Safe Home and Kids Come First on recent 2019 donations.

7. REPORT FROM COMMITTEES/SUPERVISOR’S COMMENTS

Vice Chair Louann Boyer expressed her appreciation toward the residents who voted for her during the last election and trusted in her.

Administration

Vice Chair Louann Boyer made a motion to authorize the requested education reimbursement for Officer Groft in the amount of \$1,677.00 seconded by Supervisor Jeffery Sheely. Vote 4-0

Recreation / Stormwater

Vice Chair Louann Boyer gave a summary on the Recreation and Stormwater grants. Vice Chair Louann Boyer advised we have been awarded \$237,000.00 in grants for Recreation. She also advised we have been awarded \$198,809.00 in grants for Stormwater and are currently applying for a \$1.2 million grant, to daylight the stream at Plum Creek Park, from Army Corps of Engineers.

Agricultural Preservation

Nothing new to report.

Public Safety

Nothing new to report.

Pension

Vice Chair Louann Boyer made a motion to approve Resolution 2019-V, revising the non-uniformed pension plan employer contribution from 8% to 10% seconded by Supervisor Ernie Hess.

Vote 4-0

Chairman Don Knight made a motion to approve Resolution 2019-W, non-uniformed MMO amendment replacing Resolution 2019-O seconded by Supervisor Ernie Hess.

Vote 4-0

Supervisor Ernie Hess made a motion to approve Resolution 2019-X, uniformed MMO amendment replacing 2019-P seconded by Supervisor Jeffery Sheely. Vice Chair Louann Boyer abstained from vote.

Vote 3-0

Planning Commission

Supervisor Jeffery Sheely advised this will be covered under Dave Arndt, Zoning/Code Enforcement Officer’s report.

Roads

Supervisor Jeffery Sheely made a motion to authorize the purchase of a new mower seconded by Vice Chair Louann Boyer. Discussion: Supervisor Ernie Hess advised the mower will have attachments including a heavy duty attachment for Stormwater ponds, snowblower and others. A 2003 Ford Dump truck and a 2014 Dodge Charger were sold totaling \$39,900.00. The new mower will cost \$41,564.25. The difference for the new mower will be \$1,664.25.

Vote 4-0

8. REPORT FROM SECRETARY-TREASURER

Supervisor Ernie Hess made a motion to approve the Secretary/Treasurer's Report, seconded by Supervisor Jeffery Sheely. Vote 4-0

Supervisor Jeffery Sheely made a motion to approve payment of the prepaid bills and all invoices noted on the report for October 18, 2019 – November 14, 2019, seconded by Supervisor Ernie Hess. Vote 4-0

9. REPORTS FROM DEPARTMENTS

Police

The Police Department's October report was enclosed in the packet for review.

Chief Baumgardner advised the Drug Take Back occurred on Saturday, October 26, 2019 and it was a success. In addition to the five boxes that were collected by the Township, the Police Department also delivered Drug Take Back collections from Biglerville, Littlestown, Eastern Adams Regional and McSherrystown Boroughs to the DA in Harrisburg.

Chief Baumgardner advised the fall Precision firearms qualification has been completed and everyone did fine. MPOETC standard is a 70% but the Township requires shooting at an 80%.

Officer Grim and Officer Freeman received recognition for responding to the flooding on Third Street caused by blocked stormdrains during a rain storm.

Township Solicitor Shultis

Supervisor Ernie Hess made a motion to forward the most recent language regarding the Zoning Ordinance Amendment on setbacks to the Adams County Office of Planning and Development and the Township's Planning Commission for review and comment seconded by Supervisor Jeffery Sheely. Vote 4-0

Supervisor Jeffery Sheely made a motion to advertise the intent to appoint a certified public or competent accountant or a firm of certified or competent public accountants to replace the elected auditors seconded by Supervisor Ernie Hess. Vice Chair Louann Boyer opposed. Vote 3-1

Supervisor Jeffery Sheely made a motion to advertise Ordinance 2019-F, an Ordinance amending Ordinance 1989-Z and Ordinance 2002-N relating to the Conewago Township Manager for consideration at the next regular meeting seconded by Supervisor Ernie Hess. Vote 4-0

Township Manager

Heather Snyder, Secretary/Treasurer advised the staff report is included in the packet for review.

Township Engineer (Eric Mains, Gannett Fleming, Inc.)

Eric Mains, Township Engineer, gave a review of his Engineer's Report for October.

DEP has accepted the revised Blettner Basin Scope.

Eric Mains, Township Engineer, advised he will be meeting with the Army Corps of Engineers this week to discuss potential funding for Plum Creek Park.

10. CODE ENFORCEMENT

The activity summary from Zoning/Code Enforcement Officer, Dave Arndt, dated November 13, 2019, was enclosed in the packet for review.

Electronic recycling for Township residents will occur December 12, 2019 from 11:30 a.m. to 2:30 p.m. at the Conewago Township Building.

11. **SUBDIVISION/LAND DEVELOPMENT**

The Subdivision and Land Development Status Report for November 13, 2019 was included for review.

Linden Commons – Linden and Maple Ave Subdivision Plan

Supervisor Ernie Hess made a motion to approve the request for bond release for the public improvements for Linden Commons, located at Linden and Maple Ave, as recommended by the Township Engineer to release the bond in the full amount of \$56,661.00 seconded by Vice Chair Louann Boyer. Vote 4-0

Klunk Farm – Concept Plan

Supervisor Jeffery Sheely made a motion to indicate no present objection to a future waiver request of Section 136-36 (G.2.) requiring two vehicular access points for a residential subdivision of 20 lots or more, subject to the future consideration of all other requirements of the Township's SALDO and all other applicable Ordinance requirements, regulations and processes relating to the future waiver request, including but not limited to the recommendation of the Conewago Township Planning Commission, seconded by Supervisor Ernie Hess.

Discussion: Tom Weaver of 174 Panther Drive expressed concern regarding the motion and it being binding to future Boards. Vote 4-0

12. **ZONING**

There will not be a Zoning Hearing for December.

Vice Chair Louann Boyer made a statement regarding the Eisenhower Extension. (Attached)

13. **Public Comment**

Tom Weaver of 174 Panther Drive made some suggestions to the Board including to indicate the dollar amounts in the Minimum Municipal Obligation (MMO) resolutions when the motions are being passed and to give a Secretary/Treasurers report verbal synopsis or account balances when approving the Treasurer's report. He also asked which guide the Township uses for order of business advising that too much time passed for the Chairman to receive a second for 2 motions.

Tom Weaver of 174 Panther Drive, Dan Smith of 235 Johnathon Drive, Jackie Barham of 317 Johnathon Drive, Charlotte Shaffer of 44 Allwood Drive, Ellen Ryan of 36 Franklin Drive and Judy Wilke of 248 Oxford Avenue all provided comment regarding the Eisenhower Drive Extension.

Dan Smith of 235 Johnathon Drive also asked about a traffic light at Kindig Lane and High Street. Vice Chair Louann Boyer advised that is located in Hanover Borough.

Ellen Ryan of 36 Franklin Drive commented on providing information to the public in regards to the agenda, agenda documents and recordings of the Board meetings.

Tim Shultis, Solicitor, commented on orderliness of the meeting and purpose of public comment.

Bob Miller of 3176 Hanover Pike advised the Board of his concerns on the Klunk Farm motion and questions on how the election results will be handled to fill open seats.

Vice Chair Louann Boyer advised she is awaiting a letter from County in which she will need to respond with which one of the three seats she would like to pick.

Tim Shultis, Solicitor, advised the election results have not been certified and therefore he would not be able to provide further information.

Fred Wilke of 248 Oxford Avenue questioned if there are Zoning Ordinances regarding where a business can be located within the Township.

Tim Shultis, Solicitor, advised Fred Wilke his question should be directed to Dave Arndt, Zoning/Code Enforcement Officer.

Patrick Shaffer of 151 Villa Vista Avenue spoke in favor of moving forward with the Eisenhower Drive Extension construction in Conewago Township.

14. MEETING SCHEDULE

December 5, 2019 (Planning Commission) 6:00 PM
December 9, 2019 (Municipal Authority) 5:30 PM
December 10, 2019 (Public Safety Committee) 8:30 AM
December 10, 2019 (Finance/Operations) 9:30 AM
December 16, 2019 (Workshop) 5:00 PM
December 16, 2019 (Board of Supervisors) 6:30 PM

Tom Weaver of 174 Panther Drive suggested to the Board that the Reorganizational meeting be held at 6:30 p.m.

15. ADJOURNMENT

Supervisor Jeffery Sheely made motion to adjourn the meeting at 8:00 p.m., seconded by Supervisor Ernie Hess. Vote 4-0

Respectfully Submitted:

Heather Snyder, Secretary/Treasurer

Angela Pabon, Assistant Secretary/Treasurer