

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
AUGUST 14, 2017
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ROLL CALL SUPERVISORS – Bruce Trostle, Andy Ritter, and Brian Schmick

ATTENDEES Faye Romberger, Mark Bruening, Duane Stone, Chief Thomas Wargo, Frank Wirth, Keith Heckert, Jerry T. Stahlman, Caitlin Evans, Raphael LaRocca, Debra Gieda, Denis Wisniewski, Walter Wisniewski, Zona Fisher, Mike Fisher, Mark Minns, Carla Snyder, Mark Snyder, Anne Reck, Phyllis Jakowski, Lisa Feldmiller, Rex Feldmiller, Jason Suter, Deb Watts, Rev. Tom Lucas, Wayne Keech, Kyle Lefever, Kevin Cummings, Paul Christophel, Michael Ryan, and Tom Lucas

CALL TO ORDER Chairman Trostle called the regularly scheduled meeting of the Carroll Township Board of Supervisors to order at 6:40 p.m. The location of the meeting is the Carroll Township Municipal Building, 555 Chestnut Grove Road, Dillsburg, Pennsylvania.

EXECUTIVE SESSIONS Chairman Trostle announced that the Board held an Executive Session on Monday, August 07, 2017 from 8:30 p.m. to 9:30 p.m. after the Board of Supervisors Work Session, to discuss contractual issues. No decisions were made or actions taken at this Executive Session.

APPROVAL OF THE TREASURER'S REPORT It was moved by Supervisor Ritter, seconded by Chairman Trostle, and unanimously carried to approve the Treasurer's Report dated August 14, 2017 as submitted, which includes the Open Bill List up to and including August 09, 2017 in the amount of \$32,564.15, Cash Flow Report for July 2017, Compared to Budget Reports for July 2017, and Check Register Report for July 2017 to ratify the July 2017 Bill List.

Supervisor Schmick questioned line Item 410-180 Police Wages Reg & Court Overtime is already 124.81% over budget for the year and Line Item 410-310 Police Contract Negotiation is 215.60% over budget. He also question the reimbursement for boots on Line Item 430-225. He questioned the River Valley Landscapes invoice for Woodcarpet in the amount of \$905.00.

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- APPROVAL OF THE JULY 10, 2017 MINUTES It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and carried to approve the July 10, 2017 Board of Supervisors Meeting Minutes as submitted.
- EMERGENCY REPORTS Keith Heckert presented the Citizens' Hose Company No. 1 EMS Report for the month of July 2017.
- Supervisor Schmick questioned the seven missed calls on the EMS Report for July 2017.
- RESOLUTION 2017-13 NEMA EMERGENCY OPERATIONS PLAN (EOP) BASIC PLAN It was moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to adopt Resolution Number 2017-13 to adopt the Northern York Unified Emergency Management Agency (NEMA) Emergency Operations Plan (EOP) Basic Plan as submitted and sign the Promulgation.
- PUBLIC COMMENT Chairman Trostle called for public comments. There were no comments.
- FINAL PLANS FOR 87 CHESTNUT GROVE ROAD (T-880) It was moved by Chairman Trostle, seconded by Supervisor Schmick, and unanimously carried to grant the following waiver requests for the Final Subdivision Plans for 87 Chestnut Grove Road (T-880) – 3 Lots as per Mark Bruening's Comment Letter dated August 4, 2017:

III. Waiver Requests

1. Road widening is required on Chestnut Grove Road per Section 703.b (2) as long as a fee in lieu of is paid. The Board of Supervisors set the fee in lieu of at \$39.00 per square yard. The total fee in lieu of is 575.36 feet x \$39.00 per square yard =\$22,439.04.
2. Sidewalks are required along all existing street frontages per Section 708.d.
3. Curbs shall be constructed along all existing street frontages per Section 708.e.
4. Street trees are required for all contiguous existing or proposed streets per Section 715.f.
5. Provide Woodlands Evaluation per Section 502.k.

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FINAL PLANS FOR 87 CHESTNUT GROVE ROAD (T-880) CONTINUES It was moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to conditionally approve the Final Subdivision Plans for Final Plans for 87 Chestnut Grove Road (T-880) contingent upon addressing all of the following comments in Mark Bruening's Comment Letter dated August 04, 2017:

- II. Subdivision (Ordinance No. 84-1989 as amended)
 - 1. Items 1, 2, and 3 were deleted from the Comment Letter because the waiver requests were granted.
 - 4. One signed, sealed and notarized (18"x24") reproducible copy of the Final Plan will be required for recording per Section 602.h.

IV. General Recommendations

- 1. All fees must be paid prior to plan recording.
- 2. Indicate on the plan the action taken by the Board (and the date the action was taken) on the waiver request(s).

FINAL PLANS FOR LOGAN MEADOWS PHASE 3 TIME EXTENSION It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to accept the time extension as granted by the developer for the review of the Final Subdivision Plans for Logan Meadows Phase 3 until September 12, 2017.

PROPOSED ORDINANCE NUMBER 2017-239 DANGEROUS STRUCTURES It moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to authorize the Township Staff to advertise Proposed Ordinance Number 2017-239 - An Ordinance Providing for the Vacating, Removal, Repair or Demolition of any Structure Dangerous to the Health, Safety, Peace, or General Welfare of the People of Carroll Township; and for Assessment of the Cost of Vacating, Removal, Repair, or Demolition Thereof as a Municipal Lien or Assessment Against such Premises; Providing for the Recovery of such Costs in an Action of Law, and Prescribing Penalties for the Violation Thereof for action at the September 11, 2017 Board of Supervisors Meeting.

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**SPEND-A-BUCK
DRIVE - SIDEWALK
(LOGAN DOWNS
PORTION)**

Mark Bruening, Township Engineer, stated that he and the developer of Stonebridge Crossing were looking at relocating the sidewalk on Spend-A-Buck Drive (Logan Downs portion) to the South side of the road instead of the North side as shown on the Stonebridge Phase II recorded plan because of the drainage. There were several residents from the Logan Downs Development at the meeting to discuss this issue. Some of the residents live on Northern Dancer Drive and by relocating the sidewalk to the South side, it would put the sidewalk in their backyards. The following residents spoke and expressed their concerns about the sidewalk:

Debra Gieda – 8 Northern Dancer Drive – against the sidewalk because it is in their backyard and just don't want it.

Anne Reck – 13 Spend-A-Buck Drive – against the sidewalk

Kyle Lefever – 28 Spend-A-Buck Drive – for the sidewalk for safety reason.

Jason Suter – 36 Spend-A-Buck Drive – for the sidewalk for safety reason.

The following residents signed in but did not come forward to speak but verbally agreed that they don't want sidewalks on the Northside or the Southside of Spend-A-Buck Drive:

Denise & Walter Wisniewski – 24 Spend-A-Buck Drive

Zona & Mike fisher – 20 Spend-A-Buck Drive

Mark Minns – 29 Spend-A-Buck Drive

Phyllis Jakowski – 10 Northern Dance Drive

Lisa & Rex Feldmiller – 31 Spend-A-Buck Drive

Rev. Tom Lucas – 19 Spend-A-Buck Drive

It was moved by Chairman Trostle, seconded by Supervisor Ritter, and unanimously carried to table the Spend-A-Buck Drive road improvements and sidewalks discussion until the September 05, 2017 Board of Supervisors Work Session and direct Mark Bruening, Township Engineer, to talk to the developer concerning this matter.

Supervisor Ritter stated he stills wants Spend-A-Buck Drive paved this year.

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SPEND-A-BUCK
DRIVE - SIDEWALK
(LOGAN DOWNS
PORTION)
CONTINUES

Supervisor Schmick stated he feels there should not be any sidewalks on Spend-A-Buck Drive (Logan Downs portion). The road should be paved but let the sidewalks out.

PROPOSED
ORDINANCE
NUMBER
2017-240
AMEND INTER-
GOVERNMENTAL
COOPERATION
AGREEMENT
CHESAPEAKE BAY
POLLUTANT
REDUCTION PLAN

It was moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to table the Proposed Ordinance Number 2017-240 - An Ordinance of Carroll Township, York County, Pennsylvania, Authorizing an Amended and Restated Intergovernmental Cooperation Agreement for the Implementation of the York County Regional Chesapeake Bay Pollutant Reduction Plan for action at the September 11, 2017 Board of Supervisors Meeting.

KETTERER AND
BYTOF SWALE
REPAIR

It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried that if the Township does not receive a plan for the Ketterer and Bytof swale repair within one week to authorized the Township Staff, Engineer and Solicitor to start the process to prepare the bid documents and go out for Request For Proposals.

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**CODIFICATION
RECOMMENDATIONS
AND BEST
PRACTICES**

The following Codification Recommendations and Best Practices for existing Ordinances are recommended for the Codification of the Ordinances:

1. Board of Supervisors Compensation – Ordinance Number 53-1985 – It is being recommended that the Board of Supervisors Compensation be amended to meet the Second Class Township Code for populations from 5,000 to 10,000 which is \$2,500.00 per year.
2. Compensation for Real Property Tax Collection – Ordinance Number 2009-198 – Currently the Tax Collector receives \$2.35 per assessment bill collected, 75 cents per assessment bill mailed and an annual stipend in the amount of \$1,550.00. Proposed would be \$3.00 per assessment bill collected, \$1.00 per assessment bill mailed and an annual stipend in the amount of \$2,500.00.
3. Adult Uses – Bookstores and Massage Parlors – Ordinance Number 49-1984- This Ordinance was adopted more than 30 years ago; they are recommending that it be carefully reviewed by the Township Solicitor in light of 68 Pa.C.S.A. § 5501 and the Zoning Ordinance.
4. Nuisances- Storage of Motor Vehicles and Parts on Private Grounds, Ordinance Number 56-1986 and Storage of Machinery or Equipment on Private Grounds, Ordinance Number 57-1986 – Delete Permit Section and make the days consistent. One Ordinance has five days and the other Ordinance has ten days.
5. Public Access to Public Records Ordinance Number 65-1988 – Repeal and Replace this Right to Know Ordinance. The Right to Know law has been revised since 1988.

It was moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to table numbers 1, 2, and 4 until the September 05, 2017 Board of Supervisors Work Session for further discussion.

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**CODIFICATIONS
RECOMMENDATIONS
AND BEST
PRACTICES
CONTINUES**

It was moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to authorize the Township Solicitor, Duane Stone, to carefully review Ordinance Number 49-1984 Adult Uses – Bookstores and Massage Parlors in light of 68 Pa.C.S.A. §5501 and the Zoning Ordinance and make any changes that are necessary.

It was moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to authorize Township Solicitor Duane Stone to Repeal and Replace Ordinance Number 65-1988 – Public Access to Public Records to be in compliance with the current day Right to Know Act.

**RESOLUTION
NUMBER
2017-12
GREEN LIGHT-GO
GRANT APPROVAL**

It as moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to adopt Resolution 2017-12 – A Resolution of the Board of Supervisors of the Township of Carroll, York County, Pennsylvania, authorizing the Acceptance of Funding from Penn DOT, authorizing the Chairman of the Board, Bruce R. Trostle, to sign the grant Agreement and designating our portion of the 20% matching funds for the Green Light-Go Grant Program. Carroll Township’s match is \$5,554.32.

**ROLL-BACK TAXES
FORGIVENESS FOR
DILLSBURG BORO**

It was moved Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to notify York County Assessment Office that Carroll Township is willing to forgive the roll-back taxes for the municipal portion of the taxes only which is three hundred forty-eight dollars and seventy-one cents (\$348.71) on Parcel Number 20-000-OC-0156-E0-00000 for Dillsburg Borough as per §137b.74 of the Pennsylvania Code.

**CONSTELLATION
NEW ENERGY, INC.
FOR GENERATION
SUPPLIER**

It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to enter into an Agreement with Constellation New Energy, Inc. to be the Generation Supplier for the electric at .05626 per KWH for 48 months to start the last meter read date in December 2017.

POLICE REPORT

Chief Thomas Wargo presented the Police Report for the month of July 2017.

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**POLICY TO SET
TREAT OR TRICK
NIGHT FOR THE
FUTURE**

It was moved by Supervisor Ritter, seconded by Chairman Trostle, and unanimously carried to establish a Policy to set Treat or Trick Night as the last Thursday in October from 6:00 p.m. to 8:00 p.m. to start in 2017.

**COMMITTEE
REPORTS**

Supervisor Ritter stated that he did have a meeting tonight with Holy Spirit EMS.

Supervisor Schmick questioned when we are going to start working on the 2018 Budget.

ADJOURNMENT

It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to adjourn the meeting at 9:40 p.m.

Respectfully submitted,

Faye L. Romberger, Secretary