

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
SEPTEMBER 11, 2017
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ROLL CALL	SUPERVISORS – Bruce Trostle, Andy Ritter, Kelly Moyer-Schwille, Richard Rocco, and Brian Schmick
ATTENDEES	Faye Romberger, Mark Bruening, Duane Stone, Chief Thomas Wargo, Keith Heckert, Ernie Dingle, Dian Dingle Debra Gieda, Mary Mayer, Dan Custer, Dave Whitcomb, Laura Whitcomb, Scott McClintock, Shirley McKnight, Denis Wisniewski, Walter Wisniewski, Dave Jakowski, Susanne Zook, Phyllis Jakowski, Jason Suter, Rev. Tom Lucas, Kyle Lefever, Paul Christophel, Ruthanne Engle, Paul Hoyes, Pat Courtois, Mark Minns, Gary Reihart, Jon Juffe, and Sam Juffe
CALL TO ORDER	Chairman Trostle called the regularly scheduled meeting of the Carroll Township Board of Supervisors to order at 6:48 p.m. The location of the meeting is the Carroll Township Municipal Building, 555 Chestnut Grove Road, Dillsburg, Pennsylvania.
RICHARD ROCCO RESIGNATION PART-TIME POLICE OFFICER	It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to accept Richard Rocco’s resignation as a Part-time Police Officer for Carroll Township effective September 07, 2017.
WELCOME RICHARD ROCCO	Chairman Trostle welcomed Richard Rocco to the Board of Supervisors. Supervisor Ritter stated that Supervisor Rocco will be here with us for the remainder of the 2017 year. This position will be on the ballot in November.

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**APPROVAL OF THE
TREASURER'S
REPORT**

It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to approve the Treasurer's Report dated September 11, 2017 as submitted, which includes the Open Bill List up to and including September 07, 2017 in the amount of \$57,849.68, Cash Flow Reports for August 2017, Compared to Budget Reports for August 2017, and Check Register Report for August 2017 to ratify the August 2017 Bill List.

Supervisor Schmick questioned the line item for the recycling bins if this was something the Board needed to approve before purchasing.

**APPROVAL OF THE
AUGUST 07, 2017
MINUTES**

It was moved by Supervisor Moyer-Schwille, seconded by Chairman Trostle, and carried to approve the August 07, 2017 Board of Supervisors Work Session Minutes as submitted.

Supervisor Rocco abstained from the vote because he was not on the Board at that time.

**APPROVAL OF THE
AUGUST 14, 2017
MINUTES**

It was moved by Chairman Trostle, seconded by Supervisor Ritter, and carried to approve the August 14, 2017 Board of Supervisors Minutes as submitted.

Supervisor Rocco abstained from the vote because he was not on the Board at that time.

**EMERGENCY
REPORTS**

Keith Heckert presented the Citizens' Hose Company No. 1 EMS Report for the month of August 2017.

Scott McClintock presented the Northern York County Fire Rescue EMS Report for the month of August 2017.

Mr. McClintock stated that the next Steering Committee meeting is next Monday, September 18, 2017 at 7:00 p.m. at the Dillsburg Station.

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HOLY SPIRIT EMS
AS PRIMARY EMS
PROVIDER IN
CARROLL TWP.

It was moved by Supervisor Ritter, seconded by Chairman Trostle, and carried to authorize Holy Spirit EMS as the primary EMS provider in Carroll Township and to list them as the first responder for all EMS services (BLS (MECU Unit) and ALS) effective November 12, 2017.

Supervisor Moyer-Schwille voted no.

Supervisor Ritter stated just to clarify the Township will not be signing the Agreement that was passed out to the other Municipalities. The Township will work out the details with Holy Spirit as we progress the rest of the year. He stated this was not an easy decision for Carroll Township, but at this period the Board feels this is the best for the community. He also stated that the Township respects the Volunteer Service tremendously and it is just unfortunate that the Township had to make this choice.

PUBLIC COMMENT

Chairman Trostle called for public comments. There were no comments.

HEDGEROW AT
2 PINE STREET

It was moved by Supervisor Ritter, seconded by Chairman Trostle, to enforce the homeowners of 2 Pine Street that the hedgerow must be removed or reduced and maintained, in the future, at a height of the hedge to achieve the required maximum 30 inch height to maintain the 75 foot clear sight triangle at the intersection pursuant to the Carroll Township Subdivision and Land Development Ordinance Section 703.c.1 and Table 2. Motion did not carry.

Supervisors Ritter and Trostle voted yes.

Supervisors Schmick, Moyer-Schwille, and Rocco voted no.

Supervisor Schmick questioned the difference between the clear sight distance and clear sight triangle. He also questioned does the Township SLDO apply to a state road? He stated the Township knew about the SLDO requirement since 1969 and didn't do anything about it.

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HEDGEROW AT
2 PINE STREET
CONTINUES

Supervisor Ritter questioned all the previous letters that were received referenced to PADOT Title 67 Chapter 201.6 in regards to available sight distance. He questioned why in the prior letters no one had referenced the SLDO since the clear sight triangle has been in our Ordinance since 1969. Supervisor Ritter stated that when you run for office you never think of the tuff decisions that you have to make. He has much respect for the property owners and he understands the history behind the hedge. But unfortunately our Solicitor has taught us that if we do not enforce our Ordinance we choose to ignore it. You can't ignore an Ordinance just for a pacified case. We have to enforce for all or we don't enforce it at all.

Supervisor Rocco questioned other roads in the Township that are not in compliance are we responsible for every one of these roads also. So this is complaint based.

Supervisor Moyer-Schwille stated she feels the hedge should be grandfathered in. She feels that they can cut it down a little bit, but not completely.

Mr. & Mrs. Earnest Dingle – 2 Pine Street – stated that they do not want to cut their hedgerow to meet the 75 foot clear sight triangle requirement. They want the hedge to be maintained at the current day condition. This hedge has been in existence since 1950. They want to be grandfathered in.

Pat Courtois – 30 Camp Ground Road – questioned why the hedgerow is not grandfathered into the Ordinances. By removing the hedge the vehicles will be going into her house.

Dan Custer – 27 and 29 Camp Ground Road – wants the hedge to remain as is. The hedge makes people stop and look twice before moving.

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

It was moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to install the sidewalk on the North side of Spend-A-Buck Drive (Logan Downs portion of road) as per the recorded plan of Stonebridge Crossing Phase II.

Mark Minns – 29 Spend-A-Buck Drive – questioned how will the sidewalks work with concrete and black top driveways?

Dave Jakowski – 10 Northern Dancer Drive – read that the Township is going to make the road width smaller. He doesn't understand how the Township is going to make the road width smaller.

Ruth Anne Engle – 5 Spend-A-Buck Drive- she has noticed the children from Stonebridge Development are coming to the bus stop at the intersection of Spend-A-Buck Drive and Ore Bank Road to get the bus, which is something new this year. She is in support of the sidewalks for this road.

Kyle Lefever – 28 Spend-A-Buck Drive – he was here at the three meetings and just wants to give his family's support of the sidewalk.

Debra Gieda – 8 Northern Dancer Drive - questioned the number and location of the speed tables and the 25 MPH speed limit signs. She also questioned if swales will be installed on both sides of the road.

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FINAL PLANS FOR
165 CHESTNUT
GROVE ROAD
DAVID WHITCOMB

It was moved by Supervisor Schmick, seconded by Chairman Trostle, and unanimously carried to grant the following waiver requests for the Final Subdivision Plans for 165 Chestnut Grove Road (David Whitcomb) – 2 Lots as per Mark Bruening’s Comment Letter dated September 08, 2017:

III. Waiver Requests

1. Where a subdivision or land development abuts an existing street of inadequate width, sufficient additional width shall be constructed per Section 703.b.3.
2. Provide sidewalks along existing street frontage per Section 708.d.
3. Provide curbing along entire street frontage per Section 708.e.
4. Provide street trees along entire street frontage per Section 715.f.

It moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to conditionally approve the Final Subdivision Plans for 165 Chestnut Grove Road– 2 Lots contingent upon addressing all of the following comments in Mark Bruening’s Comment Letter dated September 08, 2017:

II. Subdivision (Ordinance NO. 84-1989 as amended)

1. Provide one signed, sealed and notarized (18”x24”) reproducible copy of the Final Plan will be required for recording per Section 602.h.
2. Owner’s certification must be executed and dated after latest plan revision per Section 501.C.5.c.
3. Surveyor’s certification must be executed and dated after last plan revision per Section 602.g.

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).

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**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 October 10, 2017 pending upon receiving written request from the Developer by the end of day September 12, 2017.

Supervisor Ritter stated he feels that waiving over \$67,000.00 in recreation fees is too steep for the Township. He thinks around \$20,000.00 is more reasonable for the Township. He is asking the Developer to offer another extension to give the Township more time to review and negotiate. If the Developer is not willing to offer another extension, then the Board will approve the plan as it was originally submitted.

Gary Reihart is the owner of the detention pond in Logan Downs. He is hopeful that we can come to an agreement on this matter. He wanted to thank the Board for their consideration. Mr. Reihart stated that he and his family is responsible for the maintenance of this pond. Not the Township.

Supervisor Schmick asked the Developers if they are willing to grant an extension at this time so we can negotiate. He also asked the Developer what is their time line.

**UPDATE ON
CREEK ROAD
PEDESTRIAN
BRIDGE**

Mark Bruening, Township Engineer, stated that Norfolk Southern approved and accepted the Insurance forms and the fees. We need to give them 72 hours' notice. He is hoping to have the bridge inspected by the end of this month.

Supervisor Schmick asked that a thank you letter be sent to Mr. Wessel for the use of the bucket truck and providing an operator at no charge to the Township.

**REQUEST FOR
DEER CROSSING
SIGNS**

It was moved by Supervisor Ritter, seconded by Supervisor Schmick, and unanimously carried to authorize Mark Bruening, Township Engineer, to write a letter to PennDOT requesting Deer Crossing Signs be posted along Old York Road, specifically between Nursery Road and the Dillsburg Elementary School.

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ORDINANCE
NUMBER
2017-239
DANGEROUS
STRUCTURES

It moved by Supervisor Ritter, seconded by Supervisor Moyer-Schwille, and unanimously carried to adopt 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.

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

It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and carried to adopt 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.

Chairman Trostle voted no.

KETTERER AND
BYTOF SWALE
REPAIR

Duane Stone, Township Solicitor, stated that Ketterer and Bytof have entered into a contract with an Engineer to come up with a solution to the stormwater erosion issues on their property.

BOARD OF
SUPERVISORS
COMPENSATION

It was moved by Supervisor Ritter, seconded by Chairman Trostle, and carried to amend Ordinance Number 53-1985 to change the Board of Supervisors Compensation to meet the Second Class Township Code.

Supervisor Schmick voted no.

Supervisor Ritter stated this change does not impact the existing Supervisors or the ones that are up for election on the November ballot. This will go into effect in January 2020.

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**COMPENSATION
FOR REAL
PROPERTY TAX
COLLECTION**

It was moved by Supervisor Schmick, seconded by Supervisor Ritter, and unanimously carried to amend Ordinance Number 2009-198 to change the Tax Collector's compensation for Real Property Tax Collection to \$3.00 per assessment bill collected, \$1.00 per assessment bill mailed and annual stipend in the amount \$2,500.00 to go into effective January 2024.

**NUISANCE
ORDINANCES
AMENDMENTS**

It was moved Supervisor Schmick, seconded by Supervisor Ritter and unanimously carried to authorize the Township Solicitor, Duane Stone, to review Ordinance Number 36-1986 Storage of Motor Vehicles and Parts on Private Grounds; Ordinance Number 37—1986 Storage of Machinery or Equipment on Private Grounds and Ordinance Number 2003-149 Definition and Abatement of Nuisances and delete Permit Section and make the ten day consistent with all Ordinances and any other changes deemed necessary.

**2018 MMO FOR
CARROLL
TOWNSHIP
POLICE PENSION
PLAN**

It was moved by Supervisor Ritter, seconded by Supervisor Schmick, and unanimously carried to accept and approve the 2018 Minimum Municipal Obligation (MMO) for the Carroll Township Police Pension Plan in the amount of \$162,810.00 as prepared by Faye Romberger the Chief Administrative Officer.

**2018 MMO FOR
CARROLL
TOWNSHIP
NON-UNIFORM
PENSION PLAN**

It was moved by Supervisor Ritter, seconded by Supervisor Schmick, and unanimously carried to accept and approve the 2018 Minimum Municipal Obligation (MMO) for Carroll Township Non-Uniform Pension Plan in the amount of \$42,433.00 as prepared by Faye Romberger the Chief Administrative Officer.

**SET 2018 BUDGET
WORK SESSIONS**

It was moved by Supervisor Ritter, seconded by Chairman Trostle, and unanimously carried to set the 2018 Budget Work Sessions for Monday, October 16, 2017 at 6:30 p.m., Monday, October 23, 2017 at 6:30 p.m., and Monday, October 30, 2017 at 6:30 p.m.

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POLICE REPORT

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

Supervisor Schmick asked Chief Wargo if he will be looking for a new Part-time Officer now.

**OTHER ITEMS
OF CONCERN**

Supervisor Schmick asked about the SEO Monthly Reports.

**COMMITTEE
REPORTS**

Supervisor Ritter stated that the Finance Committee will be meeting Monday, September 18, 2017 at 6:30 p.m. to start the 2018 Budget.

ADJOURNMENT

It was moved by Supervisor Ritter, seconded by Chairman Trostle, and unanimously carried to adjourn the meeting at 8:35 p.m.

Respectfully submitted,

Faye L. Romberger, Secretary