

**CARROLL TOWNSHIP  
BOARD OF SUPERVISORS  
MEETING MINUTES  
JUNE 13, 2022  
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ROLL CALL                    SUPERVISORS – Kelley Moyer-Schwille, Tim Kelly, Kelly Wall, and Dave Bush

ATTENDEES                    Faye Romberger, Phillip Brath, P.E., Thomas Wargo, Chief, Darrell Dethlefs, Esquire, Ken Farner, Bruce Janasik, Cindy Janasik, Mark Hagenbuch, Linda Hagenbuch, Bob Kubistek, Hector Morales, Tom Swanson, and Gary Reihart

ZOOM ATTENDEES        Peggie Williams, Jim Hess, Vicki Church, and Scott Vance

Carroll Township’s Municipal Building was opened to the public. The meeting was televised on Carroll Township’s Comcast Cable TV Channel 95 (Channel 95 was not available) and via the Zoom platform.

CALL TO ORDER            Chairman Kelly called the regularly scheduled meeting of the Carroll Township Board of Supervisors Meeting to order at 6:36 p.m. The location of the meeting is the Carroll Township Municipal Building, 555 Chestnut Grove Road, Dillsburg, Pennsylvania.

APPROVAL OF THE  
TREASURER’S  
REPORT                    It was moved by Supervisor Wall, seconded by Supervisor Moyer-Schwille, and unanimously carried to approve the Treasurer’s Report dated June 13, 2022 as submitted, which includes the Open Bill List up to and including June 09, 2022 in the amount of \$29,969.22, Cash Flow Reports for May 2022, Compared to Budget Reports for May 2022, and Check Register Report for May 2022 to ratify the May 2022 Bill List.

PUBLIC COMMENT            Chairman Kelly asked for public comment.

Mark and Linda Hagenbuch – 821 W. Siddonsburg Road – wanted to discuss the referencing demands to hold extra surety to pave Lots 98 and 99 in the Stonebridge Crossing Phase I development. They questioned the reason for having the developer pave Lots 98 and 99. The final subdivision plan does not call for Lots 98 and 99 to be paved. Also stated the final subdivision plan does call for trees to be planted inside Mr. Vance’s fence as well as two other properties along the ROW. The trees were not planted because the homeowners refused to allow the Township on their properties. They questioned how

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**PUBLIC COMMENTS  
CONTINUES**

can the Township hold surety from the developer for something that was never required but not hold surety for something that is required. If by chance the ROW would be extinguished, they would not have easy access to their existing driveway and their home would no longer have a 30-foot setback for the front yard.

There were several residents from the South Mountain Estates Development here tonight to voice their concerns about the R.F. Fager property at the corner of Spring Lane Road and Gettysburg Pike (Old U.S. Rt. 15).

Cynthia Janasik – 176 Martel Circle – stated that the R.F. Fager project is not a good idea so far. Trees were removed that should have not been removed. She feels the property owners should be compensated for these trees. She would like to see a mural painted on the whole wall of their side of the warehouse that would include trees, shrubs, birds, and animals.

Scott Vance – 104 Stonebridge Drive – is still concerned about the shared easement at the back of his property. Lots 98 and 99 are part of the improvements. He is requesting that surety be held to install the driveways on these two lots. He is asking the Township to call the bond for Stonebridge Crossing Phase I to make the improvements to Lots 98 and 99 and then dedicate the lots to the community.

Tom Swanson – Spring Lane Road – questioned when PennDOT will be doing the U.S. Rt. 15 bypass and where is it located. He does not want to be blindsided down the road.

**APPROVAL OF THE  
MAY 02, 2022  
WORK SESSION  
MINUTES**

It was moved by Supervisor Wall, seconded by Chairman Kelly, and carried to approve the May 02, 2022 Board of Supervisors Work Session Minutes as submitted.

**APPROVAL OF THE  
MAY 09, 2022  
MINUTES**

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to approve the May 09, 2022 Board of Supervisors Meeting Minutes as submitted.

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STONEBRIDGE CROSSING PHASE II STREET DEDICATION RESOLUTION 2022-16	It was moved by Supervisor Wall, seconded by Supervisor Bush, and unanimously carried to adopt Resolution Number 2022-16 – A Resolution of the Board of Supervisors of Carroll Township, York County, Pennsylvania to accept dedication of a portion of Stonebridge Drive, Spend-A-Buck Drive, and Ledgestone Drive located in the Stonebridge Crossing Phase II Development.
RESOLUTION 2022-20 STEVEN HUMMEL TURKEYFOOT PROPERTIES PLANNING MODULE	It was moved by Supervisor Wall, seconded by Supervisor Moyer-Schwille, and unanimously carried to adopt Resolution Number 2022-20 – A resolution to adopt and submit to the Department of Environmental Protection for its approval as a revision to Carroll Township “Official Sewage Facilities Plan” of the municipality for Steven Hummel proposed development of a parcel of land identified as Subdivision for Turkeyfoot Properties, LLC.
FIELDSTONE CREST PHASE 2 AND 3 FINANCIAL SURETY RELEASE NO. 1	It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to release \$532,228.00 from the financial surety being held for improvements completed in the Fieldstone Crest Phase 2 and 3 development. This will reduce the surety for this project from \$928,674.00 to \$396,446.00.
LOT CONSOLIDATION NICOLE AND FRANK WRIGHT – 43 WARRINGTON RD.	It was moved by Supervisor Wall, seconded by Supervisor Bush, and unanimously carried to approve the Common Ownership Merger Plan (Lot Consolidation) for Nicole and Frank Wright, 43 Warrington Road, Dillsburg to combine Tax Parcel 20-NC-133M and Tax Parcel 20-NC-133N into one lot.

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TEXT CHANGE  
FOR MIXED USED 1  
(MU1) ZONE

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to authorized Phillip Brath, Township Engineer, Michael Pykosh, Township Solicitor and Brandon Slatt, Township Zoning Officer to start looking into the text changes to the Mixed Used 1 (MU1) Zone in the Carroll Township Zoning Ordinance to keep the meaning of this zone as Residential and Commercial uses.

Supervisor Wall wanted to make sure that this would not create a grandfather problem.

Gary Reihart, 150 Ore Bank Road – questioned the text change and feels that is a good idea. Developers are coming into the Township and building in MU1 Zone as if the property is located in a RS3 Zone. He also wanted to make sure it was going to be spelled out how much commercial and residential will be required.

RT 74  
RELOCATION

It was moved by Supervisor Wall, seconded by Supervisor Moyer-Schwille, and unanimously carried to continue to proceed with the Route 74 relocation as was previously approved by the Board of Supervisors.

ORDINANCE  
2022-251  
CREATING A  
TOWNSHIP  
MANAGER  
POSITION

It was moved by Supervisor Wall, seconded by Chairman Kelly, and unanimously carried to adopt Ordinance Number 2022-251 – An Ordinance establishing the Office of Township Manager of Carroll Township; establishing duties; providing for the fixing of compensation; and requiring posting of Bond.

RESOLUTION  
2022- 21  
SETTING RULES,  
AND REGULATIONS  
FOR MEETINGS

It was moved by Supervisor Wall, seconded by Chairman Kelly, and unanimously carried to adopt Resolution Number 2022-21 – A Resolution of the Board of Supervisors of the Township of Carroll, York County, Pennsylvania establishing rules and regulations for Public Comments at regular and special meetings.

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**MONTY MOREHEAD  
19 GOLF COURSE RD  
CONNECT TO  
PUBLIC SEWER** It was moved by Supervisor Wall, seconded by Chairman Kelly, and unanimously carried to authorize Michael Pykosh, Township Solicitor, to notify Monty Morehead that he has sixty days to apply for public sewer permits at Dillsburg Area Authority and connect 19 Golf Course Road to the public sewer as per the Code of the Township of §308.25 – Connection to Sewer System Required A (2), B and C.

**MCNEES WALLACE  
& NURICK LLC  
CONFLICT CONSENT  
LETTER FOR  
SPECIAL LEGAL  
COUNSEL** It was moved by Supervisor Wall, seconded by Supervisor Bush, and unanimously carried to hire Langdon T. Ramsburg from McNees Wallace & Nurick LLC, for Special Legal Counsel for the police pension, other police matters, and other labor and employment matters as they arise and set his compensation at \$310.00 per hour. Other McNees Wallace & Nurick employees that might work on this engagement are Adam L. Santucci, Member - \$390.00 per hours, Ryan T. Gonder, Of Counsel - \$285.00 per hour and Theresa M. Snyder, Paralegal - \$305.00 per hour and authorize Timothy Kelly, Chairman of the Board, to sign the Conflict Consent letter dated May 26, 2022.

Supervisor Wall stated that the Special Legal Counsel will only be used for special issues.

**DILLSBURG  
VENTURES  
TIME EXTENSION** It was moved by Supervisor Wall, seconded by Supervisor Bush, and unanimously carried to grant Dillsburg Ventures - Village at South Mountain a one-month time extension from June 13, 2022 to July 11, 2022.

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RESOLUTION  
2022-10  
INCREASE THE  
NUMBERS OF  
ALTERNATE  
MEMBERS TO THE  
ZONING HEARING  
BOARD

It was moved by Supervisor Wall, seconded by Supervisor Bush, and unanimously carried to adopt Resolution Number 2022-10 – A Resolution of the Board of Supervisors of Carroll Township, York County, Pennsylvania to increase the number of Alternate Members appointed by the Governing Body to two instead of one Alternate Member for the Carroll Township Zoning Hearing Board and to appoint Mark Heishman as the second Alternate Member and set his term to January 2025.

Gary Reihart – 150 Ore Bank Road – stated that he is the Zoning Hearing Board Chairman, and he is requesting that the Board at least increase the appointment to one more Alternate Member to Zoning Hearing Board tonight.

Chairman Kelly asked that the Secretary reach out to the two applicants to see if they are still interested in being appointed to Zoning Hearing Board as Alternate Members and if they are ask them to submit their Statement of Financial Interest as soon as possible.

Supervisor Moyer-Schwille stated if they were interested, they would have submitted their Statement of Financial Interest by this time. She feels that the Board should move forward tonight and appoint an Alternate Member.

RESOLUTION  
2022-22  
2023 – 2025  
POLICE SERVICE  
CONTRACT WITH  
FRANKLINTOWN  
BOROUGH

It was moved by Supervisor Wall, seconded by Supervisor Bush to adopt Resolution Number 2022-22 to enter into the three-year Police Service Contract with Franklinton Borough from January 01, 2023 to December 31, 2025. The following will be the charges during this contract period:

1. For police services rendered in the calendar year 2023 the contract is for 45 minutes per day and pay the Township of Carroll at the rate of \$98.50 per hour in the amount of \$26,969.93
2. For police services rendered in the calendar year 2024 the contract is for 45 minutes per day and pay the Township of Carroll at the rate of \$102.44 per hour in the amount of \$28,042.49

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RESOLUTION  
2022-22  
2023 – 2025  
POLICE SERVICE  
CONTRACT WITH  
FRANKLINTOWN  
BOROUGH  
CONTINUES

3. For police services rendered in the calendar year 2025 the contract is for 45 minutes per day and pay the Township of Carroll at the rate of \$106.54 per hour in the amount of \$29,164.19.

Supervisor Moyer-Schwille question how is the Municipality billed for overtime if they go over the 45 minutes per day.

Chief Wargo stated that the overtime applies to the next shift, and we would not be in that area until the overtime is made back up.

RESOLUTION  
2022-23  
2023 – 2025  
POLICE SERVICE  
CONTRACT WITH  
MONAGHAN  
TOWNSHIP

It was moved by Supervisor Wall, seconded by Supervisor Bush to adopt Resolution Number 2022-23 to enter into the three-year Police Service Contract with Monaghan Township from January 01, 2023 to December 31, 2025. The following will be the charges during this contract period:

1. For police services rendered in the calendar year 2023 the contract is for three hours per day and pay the Township of Carroll at the rate of \$98.50 per hour in the amount of \$107,855.75.
3. For police services rendered in the calendar year 2024 the contract is for three hours per day and pay the Township of Carroll at the rate of \$102.44 per hour in the amount of \$112,169.98.
4. For police services rendered in the calendar year 2025 the contract is for three hours per day and pay the Township of Carroll at the rate of \$106.54 per hour in the amount of \$116,656.78.

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CGA LAW FIRM  
FEE SCHEDULE  
FOR ZONING  
HEARING BOARD  
HEARINGS  
JOHN WILSON,  
ESQUIRE

It was moved by Supervisor Wall, seconded by Supervisor Bush, and unanimously carried to accept CGA Law Firm, John Robert Wilson Fee Schedule to provide general counsel to the Carroll Township Zoning Hearing Board at the following hourly rate:

1. \$150.00 per hour Attorney time (municipal client discounted rate)
2. \$100.00 per hour Paralegal & Legal Assistant time

These rates shall include all issues in the normal course of operations, including preparation for and attendance at monthly meetings, participation in hearings and writing of decisions thereafter, employment and labor matters, most contractual issues, tax matters, etc. There are no anticipated fee changes through the Fiscal Year 2024.

Supervisor Moyer-Schwille questioned if other individuals were interviewed for this position.

Gary Reihart – Zoning Hearing Board Chairman, stated the Zoning Hearing Board Members interviewed two law firms for the Solicitor position. They selected the Law Firm from York because they are located in York County and the travel time.

PENN WASTE  
STARTING ONE  
HOUR EARLIER  
THEN NORMAL  
START TIME

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to authorize Penn Waste to start at 5:00 a.m. one hour earlier than the normal start time of 6:00 a.m. during the weeks that temperatures are above the threshold of 90 degrees during the months of June, July, August, and September.

PURCHASE OF  
ICE MACHINE

It was moved by Supervisor Moyer-Schwille, seconded by Chairman Kelly, and unanimously carried authorized the Highway Department to purchase an Avantco Ice UC-F 120-A 19” Air Cooled undercounter full cube ice machine in the amount of \$1,899.00.

Supervisor Wall questioned where are we going to put the ice machine.



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**RESIGNATION  
BRUCE TROSTLE  
FROM THE  
BOARD OF  
SUPERVISORS**

It was moved by Supervisor Wall, seconded by Chairman Kelly, and unanimously carried to accept the resignation of Supervisor Bruce R. Trostle from the Carroll Township Board of Supervisors effective June 01, 2022.

Supervisor Moyer-Schwille stated she would like to thank Supervisor Trostle for his twelve years of service to the Municipality.

Darrell Dethlefs stated the Board of Supervisors have thirty days from tonight to appoint a replacement Supervisor.

**AUTHORIZATION  
TO ADVERTISE  
VACANT  
SUPERVISOR  
POSITION**

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to authorize the Township Secretary to advertise for Letters of Interest for the vacant Supervisor seat on the Carroll Township Board of Supervisors. Applicants must be a resident of the Township at least one year prior to June 2022 and a registered voter.

**POLICE REPORT**

Chief Thomas Wargo presented the Police Report for the month of May 2022.

**FIRE REPORT**

Hector Morales, Chief, presented the Fire Report for the month of May 2022.

Supervisor Wall questioned how the staffing is going.

Chief Morales stated they had to change some of the requirements. Originally, they required the applicants to have CDL licenses. That requirement has been removed from the list. Right now, they have eleven applicants.

**COMMITTEE  
REPORTS**

Supervisor Moyer-Schwille stated that she had a meeting with Northern York County School District to discuss future developments. Also, she has scheduled a meeting with Well Span on July 29, 2022 to see if they would be interested in expanding into Carroll Township.

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ADJOURNMENT

It was moved by Supervisor Wall, seconded by Supervisor Moyer-Schwille, and unanimously carried to adjourn the meeting at 7:51 p.m.

Respectfully submitted,

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Faye L. Romberger, Secretary