

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
SEPTEMBER 11, 2023
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ROLL CALL SUPERVISORS – Kelley Moyer-Schwille, Dave Bush, and Tim Kelly

SUPERVISORS ZOOMING – Kelly Wall

ATTENDEES Faye Romberger, Phillip Brath, P.E., Brandon Slatt, Township Manager, Mike Pykosh, Esquire, Thomas Wargo, Chief of Police, Jessica Baim, Ken Farner, Kristen Stagg, Sheila Covert, Janice Buffington, Libby Laudenslager, David Hazen, Dennis Covert, Marc DeSouza, Dan Brown, Tom Fuentes, Frank Setak, Carole Zeaser, Dave Zeaser, Nancy Folk, Barry Folk, Dustin Dove, Hector Morales, Sherry Sirianni, Gary Reihart, and Bob Kubistek

ZOOM ATTENDEES: James Hess, Bruce Janasik, Matthew McAneny, and Marie Chomicki

Carroll Township’s Municipal Building was opened to the public. The meeting was televised on Carroll Township’s Comcast Cable TV Channel 95 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 6:35 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 Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to approve Treasurer’s Report dated September 11, 2023, as submitted, which includes the Open Bill List up to and including September 07, 2023, in the amount of \$154,089.14 Cash Flow Reports for August 2023, Compared to Budget Reports for August 2023, and Check Register Report for August 2023 to ratify the August 2023 Bill List.

PUBLIC COMMENT Chairman Kelly asked for public comment.

Sheila Covert – 1163 Park Avenue – is still concerned about the stormwater issues, sidewalk repairs, and the fact they can’t grow grass in the Windy Heights Phase III development.

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PUBLIC COMMENT CONTINUES	David Hazen – 2 Grandview Drive – stated the MPC 1001 & the updated Ordinances are enforceable as per the 2022 Court Hearing. He would also like the Board to schedule the Public Hearings for 150 days from today instead of the sixty days. This would give the residents more time to prepare for the hearings.
AUGUST 07, 2023 WORK SESSION MINUTES	It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to approve the August 07, 2023 Board of Supervisors Work Session Minutes as submitted.
AUGUST 14, 2023 PUBLIC HEARING MINUTES	It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to approve the August 14, 2023 Board of Supervisors Public Hearing Minutes as submitted.
AUGUST 14, 2023 MEETING MINUTES	It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to approve the August 14, 2023 Board of Supervisors Meeting Minutes as submitted.
PRESBYTERIAN SENIOR LIVING SURETY RELEASE FOR CARROLL VILLAGE PHASE IC	It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to release \$26,495.40 from the cash surety being held for the improvements completed in the Presbyterian Senior Living – Carroll Village Phase 1C development. This will reduce the surety for this project from \$26,495.40 to zero.
PRELIMINARY/ FINAL PLANS FOR MIXED-USE DEVELOPMENT AT 15 ORE BANK ROAD TIME EXTENSION AND TABLED	It was moved by Supervisor Moyer-Schwille seconded by Supervisor Wall, and unanimously carried to table and accept the time extension for the review of the Preliminary/Final Subdivision and Land Development Plan for the Mixed-Use Development at 15 Ore Bank Road – Inch’s Property until November 20, 2023.

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NORTHSIDE COURT
FINANCIAL
SURETY INCREASE
UPDATE

Micheal Pykosh, Township Solicitor, sent a letter to Mr. Harry H. Fox, Jr. concerning the posting of the full amount of \$145,393.10 for the financial surety increase before September 12, 2023.

Brandon Slatt, Township Manager, stated that the Township did receive the full amount of \$145,393.10 for the financial surety increase today Monday, September 11, 2023. No action will be taken.

RESOLUTION
NUMBER 2023-15
WINDY HEIGHTS
PHASE III STREET
DEDICATION

It was moved by Chairman Kelly, seconded by Supervisor Wall, and carried to adopt Resolution Number 2023-15 – A Resolution of the Board of Supervisors of Carroll Township, York County, Pennsylvania to accept dedication of a portion of Pheasant Ridge Road, Normandy Lane, Eagle Road, and Dover Drive in the Windy Heights Phase III Development as Township Streets contingent upon receiving the Liquid Fuels reimbursement in the amount of \$6,254.40 and the Township Solicitor’s review and approval of the Maintenance Bond.

Supervisor Moyer-Schwille voted no.

Marc DeSouza, Windy Heights Developer, questioned what was used to calculate the Liquid Fuels reimbursement amount, then agreed to pay the amount.

WINDY HEIGHTS
PHASE III
FINANCIAL
SURETY RELEASE
TABLED

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to table the Windy Heights Phase III financial surety release until the Board of Supervisors October 9, 2023 meeting.

Marc DeSouza, Dan Brown, and Tom Fuentes were present representing the Windy Heights Phase III developers. Mr. DeSouza and Mr. Fuentes both stated that the homeowners must maintain the swales by watering and mowing them. The developer is not responsible for them after the home is sold.

Mr. Tom Fuentes presented a file of every complaint that was filed with them and how it was addressed. This file was given to Brandon Slatt, Township Manager.

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WINDY HEIGHTS
PHASE III
FINANCIAL
SURETY RELEASE
TABLED
CONTINUES

Marc DeSouza stated that he agrees to table the financial surety release until the October 9, 2023 Board of Supervisors meeting because the York County Conservation District will be on-site on Tuesday, September 12, 2023 to inspect the ponds. This way if the ponds are complete and pass the inspection more money will be available to be released by then.

Frank Setak – 5 Northside Court – questioned why the developers just do not take care of the residents in the Windy Heights Phase III development. He also stated that the Board should not release any money to the developer until the lawns are 100% complete.

Janice Buffington – 222 Eagle Road – questioned how her complaints were handled. She has never received anything in writing about how her complaints were addressed.

Tom Fuentes will research this matter and forward to the Board how her complaints were handled.

FINAL PLANS FOR
54 OLD YORK ROAD
TABLED

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to table the review of the Drawings for Final Land Development Plan for 54 Old York Road, Dillsburg, Pa – Devspire, LLC until October 09, 2023, Board of Supervisors Meeting.

SET CONDITIONAL
USE APPLICATION
HEARING DATE FOR
YORK LAND
DEVELOPMENT LLC
941 YORK ROAD
APPLICATION
2023-003

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to set the Conditional Use Hearing for Thursday, November 09, 2023 at 6:00 P.M. to hear the Condition Use Application 2023-003 for York Land Development LLC/Conditional Use Application – 941 York Road and grant the time extension by the Developer to hold the hearing on or before November 30, 2023.

Supervisor Moyer-Schwille questioned if the new Ordinance amendments would apply to this application.

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SET CONDITIONAL
USE APPLICATION
HEARING DATE FOR
SDKM DILLSBURG
LAND LLC FOR
LOT 1 OF
NORTHERN
BUSINESS PARK
APPLICATION
2023-004

It was moved by Chairman Kelly, seconded by Supervisor Bush, and carried to set the Conditional Use Hearing for Wednesday, November 15, 2023, at 6:00 P.M. to hear the Condition Use Application 2023-004 for SDKM Dillsburg Land, LLC/Conditional Use Application – Logistics Center for Lot #1 of Northern Business Park and grant the time extension by the Developer to hold the hearing on or before November 30, 2023.

Supervisor Moyer-Schwille voted no.

OLD BUSINESS

Supervisor Moyer-Schwille stated we should be scheduling public hearings for the relocation of Route 74 to put this land on the Official Map and to put this land aside for future development.

W. SIDDONSBURG
ROAD AND ORE
BANK ROAD
ROUNDAABOUT
CONCEPTUAL
DESIGN

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Wall, and unanimously carried to enter into and authorize Gibson-Thomas Engineering Co. Inc. to commence work as outlined in the aforementioned proposal and agree to the terms contained herein for the West Siddonsburg Road (SR 4028) and Ore Bank Road Conceptual Roundabout Design not to exceed \$31,228.20. The Scope of Services will include Task 1 – Survey/Base mapping, and Task 2 Conceptual Roundabout Layout as laid out in the proposal.

Brandon Slatt, Township Manager, stated that we will be using the Traffic Improvement Fund to pay these bills.

SET PROPOSED
2024 BUDGET
WORK SESSIONS

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to authorize Township Staff to advertise the following Work Session Meetings to discuss the Proposed 2024 Budget: Tuesday, October 24, 2023 – at 6:00 p.m., and Monday, October 30, 2023 – at 6:00 p.m. At the October 24th meeting the Revenues and Police Department Expenditures will be discussed. At the October 30th meeting the Highway Department, Administration Department and all other Departments' Expenditures will be discussed.

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2024 MMO FOR
CARROLL
TOWNSHIP
POLICE PENSION
PLAN

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to accept and approve the 2024 Minimum Municipal Obligation (MMO) for the Carroll Township Police Pension Plan in the amount of \$230,960.00 as prepared by Faye Romberger, the Chief Administrative Officer.

2024 MMO FOR
CARROLL
TOWNSHIP
NON-UNIFORM
PENSION PLAN

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush and unanimously carried to accept and approve the 2024 Minimum Municipal Obligation (MMO) for the Carroll Township Non-Uniform Pension Plan in the amount of \$63,961.95 as prepared by Faye Romberger, the Chief Administrative Officer.

NEW BUSINESS

Supervisor Bush stated that he would like to see the Supervisors get picture ID badges. He feels they are needed when they go out to investigate complaints.

Chief Wargo said he would be able to get the badges made, but he would need a picture for each Supervisor.

POLICE REPORT

Chief Thomas Wargo presented the Police Report for the Month of August 2023.

RESOLUTION
NUMBER 2023-16
EXECUTION OF
THE LOCAL SHARE
ACCOUNT
CATEGORY 4
FACILITIES
PROGRAM GRANT
FOR POLICE
DEPARTMENT

It was moved by Chairman Kelly, seconded by Supervisor Wall, and unanimously carried to adopt Resolution Number 2023-16 – A Resolution of the Board of Supervisors of Carroll Township, authorizing Timonthy D. Kelly, Chairman of the Board and Brandon M. Slatt, Township Manager, as officials to execute all documents and agreements between the Board of Supervisors of Carroll Township and the Commonwealth Financing Authority to facilitate and assist in obtaining the Local Share Account Category 4 Facilities Program Grant.

SPCA OF YORK
COUNTY 2024
ANIMAL CARE
AND HOUSING
AGREEMENT

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to enter into the SPCA of York County 2023 Animal Care and Housing Agreement dated August 31, 2022, and pay an annual sum of \$4,880.00 on or before December 31, 2023.

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**SET TRICK OR
TREAT NIGHT**

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to set Trick or Treat Night for Thursday, October 26, 2023 from 6:00 p.m. to 8:00 p.m.

Supervisor Moyer-Schwille stated that she feels Trick or Treat Night should be on Halloween Night October 31st no matter what day it falls on.

FIRE REPORTS

Chief Hector Morales presented the Northern York County Fire Rescue Fire Report for the month of August 2023. He stated that the Fire Company applied for a State Grant that was available.

Monaghan Township Volunteer Fire Company Fire Report for June 01, 2023 through August 31, 2023 was available for review.

**COMMITTEE
REPORTS**

Supervisor Moyer-Schwille stated the Comprehensive Plan Committee will be meeting on Thursday, September 21, 2023 at 6:00 p.m. here at the Carroll Township Municipal Building.

ADJOURNMENT

It was moved by Supervisor Moyer-Schwille, seconded by Supervisor Bush, and unanimously carried to adjourn the meeting at 8:39 p.m.

Respectfully submitted,

Faye L. Romberger, Secretary