

BOARD OF SUPERVISORS MEETING March 18, 2015

Minutes of the Pequea Township Board of Supervisors meeting held March 18, 2015 at 7:00 p.m. at the Pequea Township Municipal Building, 1028 Millwood Road, Willow Street, PA 17584.

Present at the meeting were:

Board of Supervisors
Harry D. Lehman, Chairman
Rob Reidenbach, Vice-Chairman
Cynthia Evans-Herr, Supervisor

Others present:

Sandra D. Graham, Twp. Secretary
Sign-in Sheet Attached

ANNOUNCEMENTS:

- Public Meetings may be both audio and video recorded.
- A Personnel meeting was held on February 27, 2015 to review the personnel policy.
- The Board of Supervisors held a special meeting this morning, March 18, 2015, at 9:30 a.m., for a MS4 workshop and to consider, discuss, deliberate and/or take official action on any other matters that came in front of the board.
- The township received a letter from Mr. and Mrs. Jones, who live on Hill Road. Chairman Lehman read the letter aloud:

"My wife Ginny and I have lived on Hill Road since 1978. Last Thursday we had to drive from Kennedyville, Md to our home. It snowed the whole way, the farther north we got the worse the roads were. I expected some relief on Route 272 north from Wakefield. It never happened. When I turned on Baumgardner Road off of 272 we hit the best road conditions we had experienced. Turned onto Rawlinsville Road, same thing. When we got to Hill Road it not only looked beautiful but was in great shape. Congratulations to our road crews for such a great job. We just want you to now it is noticed and appreciated. Sincerely, Jim and Ginny Jones"

MINUTES OF PREVIOUS MEETING: Chairman Lehman moved to approve the minutes of February 11, 2015, Herrville, LLC Hearing. Vice Chairman Reidenbach seconded the motion. Chairman Lehman and Vice Chairman Reidenbach voted Aye. Supervisor Evans-Herr voted Nay. Chairman Lehman moved to approve the minutes of February 11, 2015, Baumgardner Associates and Others, Hearing. Supervisor Evans-Herr seconded the motion. All voted in favor, none opposed. Chairman Lehman moved to approve the minutes of February 18, 2015. Vice Chairman Reidenbach seconded the motion. Chairman Lehman and Vice Chairman Reidenbach voted Aye. Supervisor Evans-Herr voted Nay.

TREASURERS REPORT: A copy of the bill list is on the table. Chairman Lehman moved to approve checks #9490 through #9522 of the General Fund, and checks #1176 through #1182 of the Recreation Fund and check #1033-1034 of the Street Light Fund. Vice Chairman Reidenbach seconded the motion. All voted in favor, none opposed.

POLICE REPORT:

PUBLIC COMMENTS:

Items on the agenda: Jackie Johns asked about the revised personnel policy, specifically section 13, "Limit all calls to fifteen minutes". She wanted to know if this policy applies to everyone, including the road crew, residents and township supervisors. Chairman Lehman answered yes, and stated that this

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section was approved at last month's meeting. Ms. Johns also wanted to know if the new cell phone policy, discussed at last month's meeting, was reconsidered to allow the employees to keep their phones inside the building to use in case of emergencies. Chairman Lehman said the new policy was revised and will be voted on at this meeting.

Jackie Johns wanted to know what the next step will be, to move forward with the zoning ordinance re-write. Chairman Lehman said the final draft will be sent to the township solicitor and the Lancaster County Planning Commission for review. Ms. Johns wanted to know if the board could make a small change to the ordinance regarding kennels. She explained that Mark Deimler did extensive research and a re-write on boarding and breeding kennels. At the planning commission meeting, Mr. Deimler suggested having forty acres for breeding kennels to help control the breeding capacity. Chairman Lehman said the zoning re-write will be discussed in tonight's meeting and further discussion on the kennels can be addressed at that time.

Items not on the agenda: Daren Huegel, 74 Silver Mine Road, Conestoga, said in the past, when speaking at the podium, Supervisor Evans-Herr spoke over him. He said he would like to finish his comments before she responds.

Mr. Huegel also expressed his concern with the MS4. He feels it's trickling down from the federal government to local municipalities and believes the township and the people of the township don't deserve the regulations. He said it will cost the township a lot of money. Supervisor Evans-Herr encouraged Mr. Huegel to come to the April 15th storm water management meeting.

Jackie Johns thanked the fire companies for requesting and obtaining grants for several thousands of dollars. She said this will help the township budget. On another topic, Ms. Johns mentioned that a couple of years ago, the chairman of the Police Commission would request changes to the minutes. After seeking legal advice, it was determined only minor corrections should be made. She wanted to remind the board that minutes can't be changed. Chairman Lehman asked the secretary if it was ever suggested by him, the vice chairman or the supervisor to make changes. The secretary answered, no.

Scott Douglas, owns property at 100 West Boehms Road and 92 West Boehms Road. He said that 100 Boehms Road is zoned commercial but 92 West Boehms Road is zoned residential. He wanted to know if 92 West Boehms will change to commercial in the new zoning ordinance. Chairman Lehman said that he will check the future land use map. After reviewing the map, Chairman Lehman said he wanted to talk with Mark Deimler, the zoning officer and call Mr. Douglas with the correct information.

OLD BUSINESS:

1. Personnel Policy – Chairman Lehman said that changes were made to page 24, of the personnel policy in regards to cell phone use. Supervisor Cynthia Evans-Herr expressed concern that the change doesn't address the road crew. Chairman Lehman stated that, for safety reasons the road crew must carry cell phones, the policy pertains to the administrative employees. He said, the revision allows employees to bring cell phones in the office for emergency use only. Chairman Lehman moved to amend the personnel policy, dated March 19, 2015 for clarification of cell phone and electronic device language, including other minor changes submitted to the board of supervisors on March 17th, known as Item B. Vice Chairman Reidenbach seconded the motion. Chairman Lehman and Vice Chairman Reidenbach voted Aye. Supervisor Evans-Herr voted Nay.

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NEW BUSINESS:

1. Zoning re-write - Cynthia Evans Herr moved to change Section 15, Paragraph 18, Sub-Section A, to read Animal Hospitals, boarding and breeding kennels, Subsection A- minimum lot area-Animal Hospitals, two acres. Boarding Kennel, twenty acres, breeding kennel, forty acres. Chairman Lehman seconded the motion. Supervisor Evans-Herr and Chairman Lehman voted Aye. Vice Chairman Reidenbach voted Nay. Chairman Lehman moved to forward the final draft zoning ordinance to the township solicitor and the Lancaster County Planning Commission for review. Vice Chairman Reidenbach seconded the motion. All voted in favor, none opposed.
2. Reduction of Letter of Credit – Nathan Pipitone, Summerfield – Chairman Lehman motioned to accept the Metro Bank Letter of Credit, No. 2162, for the Summerfield project in the amount of \$772,748.11, therefore bringing the amount held by Pequea Township to \$1,000,000.00. Supervisor Evans-Herr seconded the motion. All voted in favor, none opposed. Chairman Lehman moved to release the Metro Bank Letter of Credit, No. 2001, currently held in the amount of \$227,251.89, based on the Solanco Engineering Associates, LLC letter, dated February 17, 2015, and reduce the Metro Bank Letter of Credit, No. 2162 to the amount of \$772,228.30. Vice Chairman Reidenbach seconded the motion. All voted in favor, none opposed.
3. Award Bid – Fiber Mat and Micro Surfacing – Roadmaster, Bruce Frymyer stated he received all the bids by Wednesday, March 11, 2015 and his recommendations are as follows. For Fiber Mat and Micro Surfacing, Tomahawk Drive from New Danville Pike to cul de sac, Mr. Frymyer received one bid from Asphalt Maintenance Solutions, LLC in the amount of \$36,582.00. The Roadmaster’s estimate for this job was a little over \$19,000.00. He recommended not accepting the bid due to the inflated cost. He also recommended that they look at how to improve the road using other methods and rebid the work at a later date this year. Chairman Lehman moved to not award the bid for Fiber Matting and Micro Surfacing on Tomahawk Drive. Supervisor Evans-Herr seconded the motion. All voted in favor, none opposed.
4. Award Bid – Blacktopping – Radcliff Road from Linstown Road to a point 7,568 feet north on Radcliff Road. Herrville Road from Penn Dot shed to Ship Rock Road, Leamen Road from Lark Lane to Nettie Lane, Indian Hill Road from Route 324 to Mt. Hope School Road. Two bids received, one from Long’s Asphalt, Inc. in the amount of \$257,946.40 and the other from Penny Supply, Inc. in the amount of \$296,882.74. The Roadmaster recommended accepting Long’s Asphalt, Inc. bid for \$257,946.40, to be paid from the general fund. Chairman Lehman moved to award the blacktop bid for Radcliff Road to Linstown Road to a point 7,568 feet north on Radcliff Road. Herrville Road from Penn Dot shed to Ship Rock Road, Leamen Road from Lark Lane to Nettie Lane, Indian Hill Road from Route 324 to Mt. Hope School Road, a total of 29,104 square yards, paid out of the general fund, to Long’s Asphalt in the amount of \$257,946.40. Vice Chairman Reidenbach seconded the motions. All voted in favor, none opposed.
5. Award Bid – Cold In Place Recycling – Radcliff Road from Linstown Road to a point 7,568 feet north on Radcliff Road. Herrville Road from the Penn Dot shed to Ship Rock Road and Leamen Road from Lark Lane to Nettie Lane. Two bids received, one from Recon Construction Services, Inc. in the amount of \$154,962.75 and the other from E. J. Breneman, LP in the amount of \$157,632.00. The Roadmaster recommended accepting Recon Construction Services, Inc. bid for \$154,962.75, to be paid from the Liquid Fuels fund. Chairman Lehman moved to award the bid for Cold in Place Recycling for Radcliff Road from Linstown Road to a point 7,568 feet north

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on Radcliff Road. Herrville Road from the Penn Dot shed to Ship Rock Road and Leamen Road from Lark Lane to Nettie Lane, a total of 20,526 square yards, paid from the State Highway fund, in the amount of \$154,962.75. Vice Chairman Reidenbach seconded the motion. All voted in favor, none opposed. The Roadmaster noted that the bid came in approximately \$70,000.00 under his estimated cost.

6. Award Bid – Seal Coat – Radcliff Road from Linestown Road to Byerland Church Road, Stoney Lane from New Danville Pike to the township line. Two bids received, one from Martin Paving, Inc. in the amount of \$27,110.56 and the other from Asphalt Maintenance Solutions, LLC in the amount of \$36,082.40. The Roadmaster recommended accepting Martin’s Paving, Inc., bid for \$27,110.56, to be paid from the general fund. Chairman Lehman moved to award the Seal Coat bid for Radcliff Road from Linestown Road to Byerland Church Road, Stoney Lane from New Danville Pike to the township line, a total of 20,526 square yards, to Martin Paving, Inc. in the amount of \$27,110.56 paid from the general fund. Vice Chairman Reidenbach seconded the motion. All voted in favor, none opposed.
7. Junk Yard License Application – Chairman Lehman moved to grant a junk yard license to Judy Jenks, to operate a junk yard for the term April 1, 2015-March 31, 2016, upon receipt of payment. Vice Chairman Reidenbach seconded the motion. All voted in favor, none opposed.

DEPARTMENTAL REPORTS:

Road Crew – Report on file.

Zoning/Code Officer – Report on file.

Southern Regional Police Department – Report on table.

Southern Regional Police Commission-Supervisor Reidenbach

Southern Lancaster County Inter-Municipal Council – Supervisor Evans-Herr was unable to attend the March 17th meeting.

Emergency Management

Pequea Township Zoning Hearing Board – Next meeting scheduled 4/7/15 at 7:00 P.M. (if needed).

ADVISORY BOARD REPORTS:

Pequea Township Planning Commission – Meeting held February 25, 2015. Next meeting March 25, 2015. (if needed)

MEETING ADJOURNED at 7:46 p.m.

Respectfully,

Sandra D. Graham, Township Secretary