

# BOARD OF SUPERVISORS MEETING August 24, 2016

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Minutes of the Pequea Township Board of Supervisors hearing held at 6:45 PM and meeting held at 7:00 PM on August 24, 2016 at the Pequea Township Municipal Building, 1028 Millwood Road, Willow Street, PA 17584.

**Present at the meeting were:**

Cynthia Evans-Herr, Chair  
William Schall, Vice-Chair  
Robert Race, Jr., Supervisor

**Others present:**

Mark Deimler, Engineer/Zoning Officer  
Bruce Frymyer, Roadmaster  
Jeff Fry, Road Crew  
Lori Ann Leitch, Secretary-Treasurer  
Sign-in sheet attached

## HEARING

### Proposed Traffic Ordinance

An ordinance providing for the regulation of traffic by means of controlled intersections, the establishment of speed limits, and the regulation of the stopping, standing, and parking of vehicles on highways and streets in Pequea Township, Lancaster County, Pennsylvania, and providing for the setting of penalties for the violation thereof.

Notice has been properly advertised and a copy of the proposed Traffic Ordinance has been made available at the Township office as well as at the Lancaster Newspapers, Inc. office.

**PUBLIC COMMENTS:** None

Chair Evans-Herr moved to amend the proposed Traffic Ordinance to include No Parking on either side of Bauer Avenue. Supervisor Race seconded the motion. All voted in favor; none opposed. Chair Evans-Herr further moved to authorize the Secretary to forward the revised draft to the Solicitor for review and advertise a hearing to be held on September 21, 2016 at 6:45 PM. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.

The hearing closed at approximately 7:00 PM.

## REGULAR MEETING

### Pledge of Allegiance

### ANNOUNCEMENTS

- Public Meetings may be both audio and video recorded.
- Individuals interested in filling the vacant seat on the Board of Auditors should submit a letter of intent to the Township.
- The Board of Supervisors of Pequea Township and the Board of Supervisors of Providence Township held a joint meeting at 7:00 PM on Monday, August 15, 2016 at the Providence Township Municipal Building to discuss the repair, removal, or transfer of ownership of the Radcliff Bridge, a jointly owned bridge crossing the Pequea Creek. The result of that meeting will be discussed under Old Business this evening.

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## **MINUTES OF PREVIOUS MEETING**

Chair Evans-Herr moved to approve the minutes of the July 20, 2016 Board of Supervisors meeting as written. Supervisor Race seconded the motion. All voted in favor; none opposed.

## **TREASURER'S REPORT:** A copy of the bill list is on the table.

Chair Evans-Herr moved to approve checks 10416-10483 from the General Fund, checks 1273-1285 from the Recreation Fund, check 1061 from the Street Light Fund, and check 1025 from the Park Donation Fund. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.

**POLICE REPORT:** Officer Blank delivered the Southern Regional Police Department report for the month of July.

**PUBLIC COMMENTS:** A reasonable opportunity for public comment will be provided before the Board of Supervisors takes official action on an item. Public comment on items included on the agenda will be taken at the appropriate time. Public comment on items not included on the agenda will be taken tonight. Please come to the lectern and limit your comments to three minutes so that others can speak if they wish. Additional time may be granted at the Board's discretion. Please give your name and address for the minutes. The first and foremost priority of this meeting is to publicly conduct Pequea Township business. In that effort, I sincerely ask everyone in attendance to stay focused on what is of best interest of our township and during that process be respectful towards other people's comments, concerns and/or feelings. Expression of personal feelings of disrespect or disruption of this meeting is not an option.

## **Items not on the agenda:**

Jackie Johns of 23 Pine Lane inquired about the progress of the MS4 initiative. Roadmaster Frymyer is working with Rettew Associates to finalize the outfall mapping.

Ms. Johns also questioned a truck expense. Road Crew employee Jeff Fry explained extensive hose repairs were necessary.

## **OLD BUSINESS:**

1. Document retention and destruction plan for 2016 - Chair Evans-Herr moved to keep this item as Old Business on the agenda. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.
2. Establish Capital Reserve and Operating Reserve Accounts – Chair Evans-Herr moved to keep this item as Old Business on the agenda. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.
3. Municipal Trash Haulers Ordinance - Chair Evans-Herr moved to keep this item as Old Business on the agenda. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.
4. Snow Removal Contracts for Vendors – Chair Evans-Herr moved to keep this item as Old Business on the agenda. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.

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5. Burning Ordinance – Chair Evans-Herr moved to table this item until the next meeting. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.
6. Consider Rental Ordinance – Chair Evans-Herr moved to withdraw this item from any further consideration by the Board. Supervisor Race seconded the motion. All voted in favor; none opposed.
7. Pequea Township seat on the Suburban Lancaster Sewer Authority – Chair Evans-Herr moved to table this item until the next meeting. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.
8. Radcliff Road Bridge – Providence Township Supervisor William Shaffer is exploring the possibility of funding from the county to repair the bridge. The fire companies have successfully drafted from the Byerland Church Bridge although the Radcliff Road Bridge is a more desirable site. Chair Evans-Herr moved to keep this item as Old Business on the agenda. Supervisor Race seconded the motion. During public comments, Thomas Haas of 2194 New Danville Pike stated his disappointment in infrastructure being abandoned instead of maintained. All voted in favor of keeping this item as Old Business on the agenda; none opposed.
9. Brake Retarder Prohibition – Supervisor Race and Roadmaster Frymyer removed SR 272 North from the proposed brake retarder ordinance. The Secretary-Treasurer forwarded the revised document to PennDOT for approval. Supervisor Race moved to keep the item as Old Business on the agenda. Chair Evans-Herr seconded the motion. All voted in favor; none opposed.
10. Property Maintenance Code Violations at 3284 Willow Street Pike – Code Enforcement Officer Mark Deimler informed the Board the violations have been corrected. No further enforcement action is necessary.
11. Dog Park – Park Board Chair Tim Weaver provided estimates for fencing ranging from fifteen thousand dollars (\$15,000.00) to twenty thousand dollars (\$20,000.00). Chair Evans-Herr moved to keep this item as Old Business on the agenda.

### **NEW BUSINESS:**

1. Consider action for Property Maintenance Code violations at 242 Marticville Road – Chair Evans-Herr moved to authorize the Zoning Officer to notify the owner legal action will be taken if the violations are not corrected by September 9, 2016. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.
2. Consider Hometown Provisions Landscape Plan – On behalf of Hometown Provisions, Bill Swiernik of David Miller/Associates, Inc. requested the Board release the financial security being held for landscaping since mature plantings already exist at the site. Chair Evans-Herr moved to release the Letter of Credit in the amount of fourteen thousand four hundred ten dollars (\$14,410.00) under the stipulation that the current screening of plants on the Mellinger property will be maintained by the property owner and upon submission of the next phase, appropriate screening requirements would be met. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.
3. Consider Zoning Ordinance amendment for Agricultural Activity – Zoning Officer Mark Deimler recommended changes to the current zoning ordinance to comply with the Right-to-Farm Act,

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specifically addressing farming operations and produce stands in every zoning district. Chair Evans-Herr moved to table this item. Supervisor Race seconded the motion. All voted in favor; none opposed.

4. Consider Rental Registration – Chair Evans-Herr proposed a rental registration program for the purpose of contacting the property owner in case of an emergency. Questions arose about the need for such a program. Chair Evans-Herr withdrew the item.
5. Consider Traffic Signal Maintenance Contract – Vice-Chair Schall moved to accept the new Signal Service contract. Chair Evans-Herr seconded the motion. All voted in favor; none opposed.
6. Comcast Franchise Fee Agreement Renewal – The Township is currently renegotiating its franchise fee agreement with Comcast. An ascertainment proceeding was held for public concerns in 2014 and an audit was conducted in 2015. Chair Evans-Herr moved to work with the Solicitor to proceed with the negotiation. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.
7. Review first draft of 2017 Southern Regional Police Commission budget – Chair Evans-Herr presented a Police budget of one million nineteen thousand four hundred ten dollars (\$1,019,410.00) for seven full-time officers. An additional eighty-thousand dollars (\$80,000.00) would be needed to cover the expenses.

Betty Flick of 341-A Carol Lynn Drive asked if the other participating township's services would be reduced in proportion to their contribution. Chair Evans-Herr responded each township would purchase services based on an hourly cost.

Ben Vonderheide encouraged residents to explore other options. He shared an article about a town that implemented a civilian police force.

Thomas Haas of 2194 New Danville Pike inquired if other townships have been approached about joining the Southern Regional Police Department. Chair Evans-Herr said other municipalities have been asked over the years.

Chair Evans-Herr moved to table this item until the next meeting. Vice-Chair Schall seconded the motion. All voted in favor; none opposed.

### DEPARTMENTAL REPORTS:

#### Route 272 Advisory Committee

**Road Crew** – Roadmaster Frymyer presented the Road Crew report to the Board.

Bob Johnson of 51 Herrville Road expressed concern about the deteriorating condition of Herrville Road caused by PennDOT trucks

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traveling to the state's salt shed. Chair Evans-Herr will address the matter with State Representative Bryan Cutler.

Thomas Haas asked the Road Crew to apply more blacktop over the sinking pipe on Stoney Lane.

**Zoning/Code Officer** –Report on file

**Southern Regional Police Department** – Officer Blank presented the monthly report to the Board.

**Southern Regional Police Commission**

**Southern Lancaster County Inter-Municipal Council** – No meeting held this month.

**Pequea Township Zoning Hearing Board** – No hearing held this month.

### **ADVISORY BOARD REPORTS:**

**Pequea Township Planning Commission** – No meeting held this month. Next meeting scheduled for September 28, 2016.

**Pequea Township Park and Recreation Board** – The Park and Recreation Board held a meeting on August 10, 2016. Next meeting scheduled for September 14, 2016.

**MEETING ADJOURNED** at 9:25 PM.

Respectfully submitted,



Township Secretary

Board of Supervisors Meeting - August 24, 2010  
Sign-in Sheet

Jackie Jones

Scott Stokes

Erin Perry

Earl Howell

John McFall

Kristin McFall

Reber Testerman

7/20/10

Bill Swinick

R. Shenk

John Dalton

Ken Stoffel - work

Ed Wine Jones

Patricia Cook

Wanda Thomas

Maria Li Pomarici

Bill [Signature]