

BOARD OF SUPERVISORS MEETING MINUTES | FEBRUARY 15, 2017

Minutes of the Pequea Township Board of Supervisors meeting held at 7:00 PM on February 15, 2017 at the Pequea Township Municipal Building, 1028 Millwood Road, Willow Street, PA 17584.

Present at the meeting were:

William F. Schall, Chair
Robert Race, Jr., Supervisor

Others present:

Lori Ann Leitch, Secretary-Treasurer
K. Scott Edwards, Roadmaster
Sign-in sheet attached

Pledge of Allegiance

ANNOUNCEMENTS

- Vice-Chair Evans-Herr will not be in attendance and requests her absence be marked as excused.
- Board of Auditors open position
- The first and foremost priority of this meeting is to publicly conduct Pequea Township business. In that effort, the Supervisors sincerely ask everyone in attendance to stay focused on what is of best interest for 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.

CONSENT AGENDA

Chair Schall moved to approve the following items by consent agenda:

- Minutes of the January 18, 2017 Board of Supervisors meeting
- Checks 10706-10750 from the General Fund
- Checks 1329-1341 from the Recreation Fund
- Check 1028 from the Park Donation Fund

Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.

POLICE REPORT: Corporal Burger delivered the Southern Regional Police Department report for January.

OLD BUSINESS

1. **Pequea Township seat on the Suburban Lancaster Sewer Authority** – Chair Schall moved to authorize the Solicitor to prepare the necessary documents for Pequea Township's future seat with the Suburban Lancaster Sewer Authority. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.
2. **Radcliff Road Bridge** – Chair Schall moved to authorize General Counsel to contact the Solicitor of Providence Township to determine the appropriate course of action as it relates to vacating the Radcliff Road Bridge. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.
3. **Comcast Franchise Fee Agreement Renewal** – Chair Schall moved to set the Ordinance hearing for the Comcast Franchise Fee Agreement Renewal at 6:45 PM on March 15, 2017. Supervisor

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Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.

NEW BUSINESS

1. Executive Session (February 10, 2017) regarding current litigation

a. **Lancaster Outdoor, LLC**

An Executive Session was held on February 10, 2017 regarding a land use appeal and a Mandamus Action filed by Lancaster Outdoor, LLC. Chair Schall moved to authorize our Solicitor to intervene in the land use appeal and to defend the Mandamus Action. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.

b. **Zoning Hearing Board Appeal regarding Thomas W. Schelling**

Our Solicitor was previously authorized to defend the matter regarding Thomas W. Schelling and has filed an appeal to the Commonwealth Court.

Ken Adams of 39 Cobblestone Drive asked for clarification of the timeframe. Chair Schall responded the Solicitor will keep us apprised of developments.

2. Consider Bid Proposal for Silver Mine Park Farmland Lease – Chair Schall moved to accept the bid proposal from Future View Farms to farm 12 acres of ground at Silver Mine Park for an annual rental fee of two thousand four hundred twelve dollars (\$2,412.00) per year for a period of nine years. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.
3. Consider Thomas Lot Add-on Plan – Since all conditions have been met, Chair Schall moved to approve the Thomas Lot Add-on Plan as submitted. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.
4. Discuss City of Lancaster Water Allocation Application – Chair Schall moved to authorize the Secretary-Treasurer to submit a letter to the Pennsylvania Department of Environmental Protection stating the Pequea Township Board of Supervisors has no comment on the City of Lancaster's water allocation application. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.
5. Consider EDU Allocation for Grumbling property – Chair Schall moved to approve the allocation of one EDU for the Grumbling property located on Boehms Road adjacent to 47 Wyndmere Way. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.
6. Consider PIRMA Proposal for SLCIMC – Chair Schall moved to approve the expenditure of one hundred eighty-three dollars and twenty-one cents (\$183.21) to cover Pequea Township's portion of the cost of General Liability and Public Officials Liability insurance for the Southern Lancaster County Inter-Municipal Council. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.

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7. Acknowledge Harnish Ag Security Declaration – Chair Schall moved to acknowledge receipt of J. Martin Harnish’s Agricultural Security Area Declaration and process said declaration utilizing the 180-day Procedure. Supervisor Race seconded the motion.

Jackie Johns asked if a sign will be posted on the property. Chair Schall responded the 180-day Procedure does not require the posting of signs.

Chair Schall and Supervisor Race voted aye to acknowledge receipt of the Harnish declaration and to utilize the 180-day Procedure; Vice-Chair Evans-Herr was absent.

REPORTS/UPDATES

Pequea Township Road Crew – Roadmaster Edwards delivered the January report.

Roadmaster Edwards suggested using this year’s Liquid Fuels allotment to pave West Penn Grant Road instead of the roads that were included in the State Highway Fund budget. Chair Schall tabled the item pending further review.

Supervisor Race moved to approve the estimated expenditure of six thousand dollars (\$6,000.00) to repair the boom mower. Chair Schall seconded the motion.

Earl Houghton of 339 Pleasant View Drive is in agreement with repairing the boom mower instead of purchasing a new piece of equipment at this time.

Thomas Haas of 2194 New Danville Pike asked if the township receives more Liquid Fuels money as the cost of gasoline rises. Supervisor Race replied no.

Ken Adams of 39 Cobblestone Drive advised the Roadmaster of a storm sewer concern at the intersection of West Kendig Road and Millwood Road.

Jackie Johns of 23 Pine Lane asked if the brake retarder signs have been posted. Supervisor Race replied yes.

Chair Schall and Supervisor Race voted aye to repair the boom mower; Vice-Chair Evans-Herr was absent.

Southern Regional Police Commission – Meeting held February 14, 2017

Southern Lancaster County Inter-Municipal Council

Pequea Township Zoning Hearing Board – Next hearing scheduled for April 4, 2017

Pequea Township Planning Commission – Reviewed Thomas Lot Add-on Plan at January meeting

Pequea Township Park and Recreation Board – Meeting held February 8, 2017

PUBLIC COMMENTS

Jackie Johns of 23 Pine Lane expressed her displeasure with the handling of the Southern Regional Police Commission appointment at the previous meeting.

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ADDENDUM

1. **Consider Leaman Lane, LP Request for Letter of Credit Release** – Chair Schall moved to fully release the Letter of Credit held for Leaman Lane, LP in the amount of eight thousand seven hundred forty dollars (\$8,740.00) plus yearly increases. Supervisor Race seconded the motion. Chair Schall and Supervisor Race voted aye; Vice-Chair Evans-Herr was absent.

ADJOURNMENT at 7:34 PM

Respectfully Submitted,



Lori Ann Leitch, Secretary-Treasurer

[TOWNSHIP SEAL]

