

# BOARD OF SUPERVISORS MEETING MINUTES | MAY 15, 2019

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Minutes of the Pequea Township Board of Supervisors Meeting held at 7:00 PM on May 15, 2019 at the New Danville Fire Company, 43 Marticville Road, Lancaster, PA 17603.

**Present at the meeting were:**

Donald R. Purdum, Jr., Chair  
Anthony Cazillo, III, Vice-Chair  
Cynthia T. Evans-Herr, Supervisor  
E. John Hlavacek, Supervisor  
K. Scott Edwards, Supervisor

**Others present:**

Lori Ann Leitch, Secretary-Treasurer  
Christopher J. Gleeson, Solicitor  
Jordan R. Byrnes, Patrol Officer  
Sign-in Sheet Attached

**CALL TO ORDER**

Chair Purdum called the meeting to order at 7:00 PM and led the recitation of the Pledge of Allegiance.

**ANNOUNCEMENTS**

- Welcome K. Scott Edwards to the Board of Supervisors.
- 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.
- Chair Purdum announced Public Comments for items on the agenda will be taken prior to New Business tonight. Supervisor Evans-Herr raised a Point of Order citing the Public Comments Resolution adopted in January calls for Public Comments for items on the agenda to be taken immediately before the vote. Chair Purdum ruled the point not well-taken as his recollection of the Resolution authorizes his procedural change. A copy of the Public Comments Resolution was not readily available for inspection.
- Public comment for items not on the agenda will be taken before Old Business. When the Chair opens the floor, please come to the lectern, state your name and address, and limit your comments to three minutes. Additional time may be granted at the Board's discretion.
- Sealed bids will be accepted for the 2002 Chevrolet Blazer until 11AM on June 12, 2019.
- The Sierra Club of Lancaster awarded a \$500 grant to the green project at Silver Mine Park.
- Today we observe Peace Officers Memorial Day in honor of those peace officers who, through their courageous deeds, have lost their lives or have become disabled in the performance of duty. We further observe Police Week commemorating police officers, past and present, who by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities and, in doing so, have established for themselves an enduring reputation for preserving the rights and security of all citizens.

**MINUTES OF PREVIOUS MEETING(S):** Chair Purdum announced Supervisor Edwards will be abstaining from the vote since he was not a member of the Board at the time of the meeting. Supervisor Evans-Herr raised a Point of Order citing the past practice of newly-appointed Supervisors voting on minutes of previous meetings. Chair Purdum ruled the point not well-taken as Supervisor Edwards is following the advice of the Solicitor. Vice-Chair Cazillo moved to approve the minutes of the April 17, 2019 Board of Supervisors Meeting. Chair Purdum seconded the motion. The motion passed with Chair Purdum, Vice-

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Chair Cazillo, Supervisor Evans-Herr, and Supervisor Hlavacek voting in favor; Supervisor Edwards abstained.

**TREASURER'S REPORT:** Chair Purdum announced Supervisor Edwards will be abstaining from the vote since he was not a member of the Board at the time the checks were issued. Vice-Chair Cazillo moved to approve checks 12112-12153 from the General Fund and checks 1619-1630 from the Recreation Fund. Chair Purdum seconded the motion. Supervisor Evans-Herr began to read a summary of the charges on the most recent legal invoice, but Chair Purdum interrupted her to call for the vote. The motion passed with Chair Purdum, Vice-Chair Cazillo, Supervisor Evans-Herr, and Supervisor Hlavacek voting in favor; Supervisor Edwards abstained.

**PUBLIC COMMENTS:** Items not on the agenda

Keith Haun of 16 Cobblestone Drive asked the new Supervisors to inspect the stormwater problem behind his home and his neighbors' homes. Chair Purdum replied it is a private property issue that should not be addressed by the Township.

Stephanie Bernard of 14 Cobblestone Drive said the standing water behind her house has progressively worsened. The Engineer recommended installing a pipe. She feels this is the Township's responsibility. Supervisor Hlavacek commented on budget constraints. Supervisor Evans-Herr explained the homeowners need the approval of the Board of Supervisors to install a pipe in the drainage easement even if it is at their own expense. Vice-Chair Cazillo does not want to impede the homeowners' ability to resolve their problem. Chair Purdum responded he will contact the Township Engineer, and he encouraged the other Supervisors to do so as well.

Dominic Bernard of 14 Cobblestone Drive claimed the Board of Supervisors promised many times in the past to correct the water issue. He would like to see the records. Supervisor Evans-Herr directed him to file a Right-to-Know request with the Open Records Officer.

Christine Henise of 27 Cobblestone Drive complained about speeding in Manchester Village. She asked if she would be able to purchase a portable speed bump. Chair Purdum expressed concern about the liability. Supervisor Evans-Herr stated speed tables are not well-received traffic calming measures. The Police Department has been notified, and they will enforce the speed limit.

**OLD BUSINESS:** None

**PUBLIC COMMENTS:** Items on the agenda

Chair Purdum gave a brief overview of each item on the agenda.

Jackie Johns of 23 Pine Lane questioned the discontinuation of the meadow harvesting arrangement with Mr. Haddad (agenda item #7). She believed it to be mutually beneficial. Mr. Haddad used the hay to feed his horses, and the Township saved money by not mowing that area. Chair Purdum informed Ms.

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Johns there was no contract in place. He will move to allow Mr. Haddad to harvest the meadow this year but not going forward.

Tim Weaver of 722 Baumgardner Road thinks the Township should continue the arrangement with Mr. Haddad (agenda item #7) instead of spending money on mowing which will destroy the wildlife habitat.

### NEW BUSINESS:

1. **Administer Oath of Office to Lance Shoemaker, West Willow Fire Police Officer** – Chair Purdum administered the Oath of Office to Lance Shoemaker to serve as a Fire Police Officer with the West Willow Fire Company.
2. **Accept the Resignation of Scott Edwards from the Zoning Hearing Board** – Supervisor Evans-Herr moved to accept the resignation of K. Scott Edwards from the Pequea Township Zoning Hearing Board. Supervisor Hlavacek seconded the motion. The motion passed with all voting in favor; none opposed. The Board of Supervisors will accept Letters of Intent from residents interested in filling the vacancy.
3. **Appoint Public Works Liaison** – Chair Purdum moved to appoint Supervisor Edwards as the Public Works Liaison. Vice-Chair Cazillo seconded the motion. The motion passed with Chair Purdum, Vice-Chair Cazillo, Supervisor Hlavacek, and Supervisor Edwards voting in favor; Supervisor Evans-Herr voted nay.
4. **Appoint Administrative Liaison** – Vice-Chair Cazillo moved to appoint Chair Purdum as the Administrative Liaison. Supervisor Edwards seconded the motion. Supervisor Evans-Herr asserted the Administrative Liaison Resolution is not enforceable. Chair Purdum replied the Board will consider a revised Resolution next month. The motion passed with Chair Purdum, Vice-Chair Cazillo, and Supervisor Edwards voting in favor; Supervisor Evans-Herr and Supervisor Hlavacek voted nay.
5. **Appoint Police Liaison** – Supervisor Edwards moved to appoint Chair Purdum as the Police Liaison. Vice-Chair Cazillo seconded the motion. The motion passed with Chair Purdum, Vice-Chair Cazillo, and Supervisor Edwards voting in favor; Supervisor Evans-Herr and Supervisor Hlavacek voted nay.
6. **Consider authorizing the Public Works Liaison to work with the Foreman/Roadmaster to coordinate the mowing schedule and maintenance activities at Silver Mine Park** – Chair Purdum moved to authorize the Public Works Liaison to work with the Foreman/Roadmaster to coordinate the mowing schedule and maintenance activities at Silver Mine Park. Supervisor Edwards seconded the motion. Supervisor Evans-Herr questioned the reference to a Roadmaster when the position is currently vacant. Chair Purdum responded the position will be filled in the near future. The motion passed with Chair Purdum, Vice-Chair Cazillo, and Supervisor Edwards voting in favor; Supervisor Evans-Herr and Supervisor Hlavacek voted nay.
7. **Consider authorizing Eli Thomas Haddad II to harvest meadows at Silver Mine Park by July 31, 2019, bale and remove harvested grass for the 2019 season** – Chair Purdum moved to authorize Eli Thomas Haddad II to harvest meadows at Silver Mine Park by July 31, 2019, bale and remove harvested grass for the 2019 season, and provide proof of insurance. Supervisor Edwards

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seconded the motion. In response to Supervisor Evans-Herr's inquiry, the Solicitor clarified the Township would need to be listed as an additional insured on Mr. Haddad's General Liability insurance policy. The motion passed with all voting in favor; none opposed.

8. **Consider approving Weaver Turf Power quote to repair zero-turn mower** – Chair Purdum moved to approve the Weaver Turf Power quote of \$1,730.00 to repair the zero-turn mower. Supervisor Edwards seconded the motion. Supervisor Evans-Herr confirmed this expense will exceed the Equipment Maintenance and Repair budget in the Recreation Fund. The motion passed with all voting in favor; none opposed.
9. **Consider approving Lancaster County Conservation District Memorandum of Understanding** – Supervisor Evans-Herr moved to approve the Lancaster County Conservation District Memorandum of Understanding. Supervisor Edwards seconded the motion. The motion passed with all voting in favor; none opposed.
10. **Consider approving Cell Phone Amendments to the Police Officers' Association Collective Bargaining Agreement and the Chief's Contract** – Supervisor Evans-Herr moved to approve the Cell Phone Amendments to the Police Officers' Association Collective Bargaining Agreement and the Chief's Contract. Vice-Chair Cazillo seconded the motion. Supervisor Evans-Herr explained the new AT&T FirstNet service with Township-issued cell phones eliminates the allowance for the use of personal cell phones for police business. The motion passed with all voting in favor; none opposed.
11. **Consider Resolution to form a National Night Out Committee** – Supervisor Evans-Herr moved to adopt Resolution 512-2019 to establish a National Night Out Committee. Supervisor Edwards seconded the motion. Supervisor Evans-Herr asked the Board to consider allowing any willing volunteers to participate. Chair Purdum agreed. The motion to adopt the Resolution passed with all voting in favor; none opposed.
12. **Consider approving Event Contract to reserve a Bounce House for National Night Out** – Chair Purdum moved to table this item to Old Business. Supervisor Evans-Herr seconded the motion. The motion to table the consideration of a Bounce House contract for National Night Out passed with all voting in favor; none opposed.

### REPORTS/UPDATES:

Pequea Township Police Department – Officer Byrnes delivered the Police Report for April. The officers were all trained on the new reporting system.

Pequea Township Road Crew – Chair Purdum reported the Road Crew has been performing routine maintenance and preparing for the upcoming season.

Lancaster Inter-Municipal Committee – No meeting

Suburban Lancaster Sewer Authority – Supervisor Evans-Herr announced SLSA is actively reducing their debt. They are in a good financial position.

Zoning/Code Enforcement Officer – Report on File

Pequea Township Zoning Hearing Board – No hearings scheduled

Pequea Township Planning Commission – The Planning Commission reviewed the proposed Zoning Ordinance amendment to regulate short-term rentals at their April 24, 2019 meeting. They recommend taking no action at this time.

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## **ADJOURNMENT**

Chair Purdum adjourned the meeting at 7:52 PM.

Respectfully Submitted,

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Lori Ann Leitch, Secretary