

BOARD OF SUPERVISORS MEETING July 15, 2020

Minutes of the Pequea Township Board of Supervisors meeting held at 7:00 on July 15, 2020 at the New Danville Fire Co.

Present at the meeting were:

Harry Lehman, Chairman
Anthony Cazillo, Vice-Chairman
Scott Edwards, Supervisor
Eric Lucas, Supervisor
E. John Hlavacek, Supervisor

Others present:

Robert Reidenbach, Twp. Assistant/ Recording Sec.
Mark Deimier-township engineer
Randy Hess-Penn Grant Commons
Sign-in sheet attached:

CALL TO ORDER: Chmn. Lehman called the meeting to order at 7:00PM

Pledge of Allegiance

ANNOUNCEMENTS:

Chmn. Lehman announced two additional agenda items: #11 New Danville Fire Co. lease and #12 Police Contract.

Chmn. Lehman read the following letter:

The Board has received and reviewed the final forensic audit report conducted by RKL, LLP of the financial records of the Southern Regional Police Commission. In May, 2020, the Township received two requests for the report under Pennsylvania's Right to Know Law. After consultation with counsel, the request for the report was denied as the report is not permitted to be publicly released for the following reasons:

1. It pertains to to agency personnel information of the SRPC
2. It relates to a resulting criminal investigation
3. It is a protected attorney work product as the report was requested by the Township's solicitor to aid with the dissolution of the SRPC.

Given the personnel and third party privacy interests in the report, the Board is legally constrained from publicly releasing the report at this time. The report and its findings were forwarded to the Pennsylvania State Police for criminal investigation. The Board was notified that the PSP's investigation is complete and the Board is not aware of any criminal charges that were filed by the PSP.

Chmn. Lehman announced the Board of Supervisors held an Executive Session with legal counsel on June 29, 2020. The Board also held Executive Sessions on July 11, 2020 and before the meeting on July 15, 2020.

MINUTES OF PREVIOUS MEETING: Chairman Lehman moved to approve the minutes of the June 17, 2020 Board of Supervisors meeting. Vice-Chairman Cazillo seconded the motion. All voted in favor; none opposed

TREASURER'S REPORT: A copy of the bill list is on the table. Chmn. Lehman moved to approve checks 12783-12824 from the General Fund, checks 1751-1759 from the Recreation Fund and check 38 from the Escrow Fund. Supervisor Edwards seconded the motion. All voted in favor; none opposed.

PUBLIC COMMENT:

ITEMS ON THE AGENDA:

Jackie Johns asked if the Police Policy Manual addresses the use of force. She then asked for clarification on the modifications being requested by Penn Grant Commons West. Chmn. Lehman allowed the township engineer to speak on those modification requests.

ITEMS NOT ON THE AGENDA:

1. Jackie Johns asked for the purposes of the Executive Sessions held this past month. She expressed disappointment in the Board's decision to withhold budgeted funds from the Lancaster County Library. Jackie asked if the Forensic Audit would ever be released. She expressed surprise that the Board did not mention support for police and Black Lives Matter at the last meeting. In conclusion, she thanked the assistant recording secretary for organized and easy to follow minutes.

2. Tom Haas gave the current Board an "atta boy" for their professional conduct at the head table. He expressed his wish that the display of good government would be reported in the media by Elaine Jones so that past meeting attendees could see the difference from a year ago. He thanked the Board for the current political climate.

OLD BUSINESS: none

NEW BUSINESS:

1. Resolution 544-2020-Appoint Chief Administrative Officer(s) of the Uniformed Pension Plan

Chmn. Lehman moved to approve resolution 544-2020, a resolution of the Board Of Supervisors of the township of Pequea, Lancaster County, Pennsylvania appointing the treasurer and/or the chief of police as chief administrative officers of the uniformed employee pension plan. Vice-Chmn. Cazillo seconded the motion. All voted in favor; none opposed.

2. Resolution 545-2020-Appoint Chief Administrative Officer of the Non-Uniformed Pension Plan

Chmn. Lehman moved to pass resolution 545-2020, a resolution of the Board of Supervisors of Pequea, Lancaster County, Pennsylvania, appointing the treasurer as chief administrative officer of the non-uniformed employee pension plan. Vice-Chmn. Cazillo seconded the motion. All voted in favor; none opposed.

3. Appoint Benecon Benefits Administrator

Supervisor Edwards moved to appoint the treasurer as administrator of Benecon Benefits. Supervisor Lucas seconded the motion. All voted in favor; none opposed.

4. Hire Part-time Park Employee

Supervisor Edwards moved to hire Ronald Herr as part-time park employee at a starting rate of \$15.00 per hour and not to exceed 30 hours per week, effective date of 15 July, 2020. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

5. Police Policy Manual

Vice-Chmn. Cazillo moved that the Pequea Township Board of Supervisors approve the police policy manual as written. Supervisor Edwards seconded. Following clarification discussion, all voted in favor; none opposed.

6. Penn Grant Commons West-Preliminary Land Development and Lot Consideration Plan

Chairman Lehman moved to approve the Preliminary Land Development and Lot Consolidation Plan dated Feb. 6, 2020 last revised May 6, 2020 subject to the Solanco Engineering Associates review letter dated May 18, 2020. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

7. Penn Grant Commons West-Post Construction Stormwater Management Plan

Chairman Lehman moved to approve the Post Construction Stormwater Plan dated Feb. 6, 2020 subject to the Solanco Engineering Associates review letter dated May 18, 2020. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

8. Penn Grant Commons West-Modifications

Chairman Lehman moved to grant the requested waivers of the Subdivision and Land Development Ordinance as contained in a RGS Associates letter dated May 6, 2020 subject to the recommendations of Solanco Engineering Associates dated May 18, 2020. Supervisor Edwards seconded the motion. All voted in favor; none opposed.

Chairman Lehman moved to grant the requested waivers of the Stormwater Management Ordinance as contained in a RGS Associates letter dated May 6, 2020 subject to the recommendations of Solanco Engineering Associates dated May 18, 2020. Vice-Chmn. Cazillo seconded the motion. All voted in favor; none opposed.

9. Resolution 546-2020-Penn Grant Commons West-DEP Planning Module

Chmn. Lehman moved to adopt Resolution 546-2020 and authorize the Township Secretary to complete all required documents. He then read the complete DEP resolution:

RESOLUTION FOR PLAN REVISION FOR NEW LAND DEVELOPMENT

Resolution of the SUPERVISORS of Pequea Township, Lancaster County, Pennsylvania

Whereas Section 5 of the Act of January 24, 1966, PL 1535, No.537, known as the Pennsylvania Sewage Facilities Act, as amended and the rules and Regulations of the Pennsylvania Department of Environmental Protection (DEP) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, require the municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent

contamination of waters of the Commonwealth and/or environmental health hazards from sewage wastes, and to revise said plan whenever it is necessary to determine whether a proposed method of sewage disposal for a new land development conforms to a comprehensive program of pollution control and water quality management.

Whereas, Oak Hill Partners Lancaster, LLC has proposed the development of a parcel of land identified as Penn Grant Commons West, and described in the attached Sewage Facilities Planning Module, and proposes that such subdivision be served by sewer extension.

Whereas, Pequea Township finds that the subdivision described in the attached Sewage Facilities Planning Module conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans, and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE BE IT RESOLVED that the Supervisors of the township of Pequea hereby adopt and submit to DEP for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality the above referenced Sewage Facilities Planning Module which is attached hereto.

Supervisor Lucas seconded the motion. All voted in favor; none opposed.

10. 2020-2021 PennDot Municipal Winter Agreement

Supervisor Edwards moved to approve the 2020-2021 PennDot Winter Municipal Agreement. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

11. New Danville Fire Company Lease

Chmn. Lehman moved to authorize the solicitor to prepare a lease between the New Danville Fire Company and Pequea Township for the purpose of the use as a police station. Supervisor Hlavacek seconded the motion. All voted in favor, none opposed.

12. Police Contract

Vice-Chmn. Cazillo nominated Harry Lehman and Scott Edwards to serve the Board by entering negotiations to redo the police union contract. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

REPORTS/UPDATES:

Pequea Township Police Department- Chief's report on table

Pequea Township Road Department- June report on table

Suburban Lancaster Sewer Authority- report on table

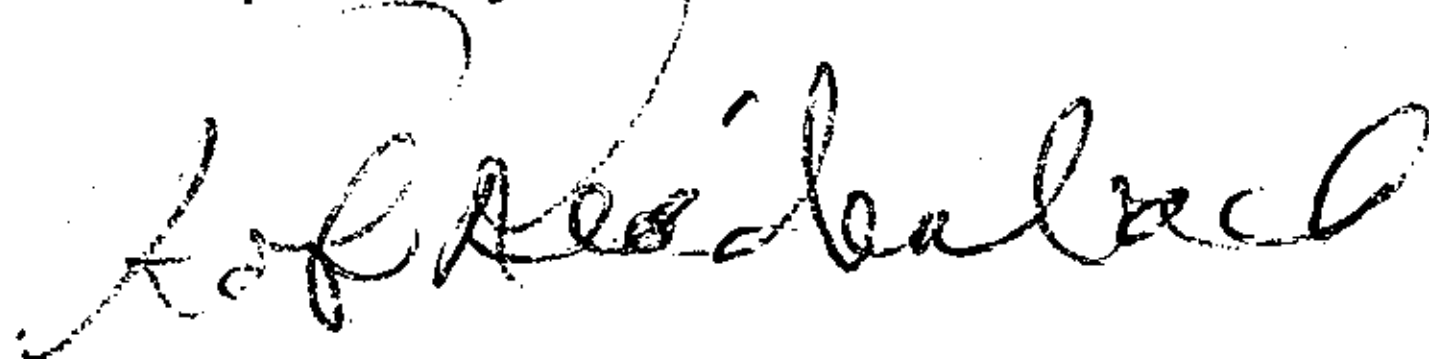
Zoning/Code Enforcement Officer- report on table

Pequea Township Zoning Hearing Board- none

Pequea Township Planning Commission- none

meeting adjourned at 7:52 p.m.

Respectfully submitted,



Pequea Townships BOS Meeting July 15, 2020

7:00pm

Sign In sheet

1. Jackie Johns
2. Elaine Jones
3. Van Nae
4. ~~Shank~~
5. Mark Deimler
6. Chief Michener
7. Randy Hess
8. Jim Nagle
9. Craig Smith

10.

11.

12.

13.

14.

15.