

# BOARD OF SUPERVISORS MEETING - August 18, 2021

Minutes of the Pequea Township Board of Supervisors meeting held at 7:00 on August 18, 2021 at the Pequea Township Municipal Building.

## **Present at the meeting were:**

Harry Lehman, Chairman  
Scott Edwards, Vice-Chairman  
Eric Lucas, Supervisor  
E. John Hlavacek, Supervisor  
Tom Haas, Supervisor

## **Others Present:**

Elaine Walmer	Ken Stauffer
Don Homsher	Jackie Johns
Michael Novak	Neal Metzger
Della Kreider	Adam Felty
Dale Mylin	Katy Charles
Ray Charles	Kent Mylin
Christine Haas	Darin Heugel
Rob Reidenbach-Twp, Asst./Rec. Sec.	

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

Pledge of Allegiance

## **ANNOUNCEMENTS:**

Public meetings may be both audio and video recorded.

- **Paving Projects completed 2021:**

1. Penn Grant Road

Penn Grant Road from 272 North to 272 South  
Penn Grant Road from 272 South to Millwood Road

2. Pleasant View Drive:

Pleasant View Drive from Penn Grant Road to the Township line

3. Casey Drive:

Casey Drive from Nolt Avenue to the Township line

4. Pequea Township Municipal Building parking lot:

Front area of the Pequea Township Municipal Building parking lot

- **Tar and Chip Projects completed 2021**

- Double Coat Tar and Chip completed 2021:**

- 1. Herrville Road from 272 North to the PennDot Shed

- 2. Brooks Avenue:

- Brooks Avenue from 272 North to Herrville Road

- Single Coat Tar and Chip completed 2021:**

- 3. Linestown Road

- Linestown Road from 272 South to Radcliffe Road

- **Other Projects:**

- Silver Mine Road wing wall repairs  
(Repairs started August 9, 2021)

- Chairman Lehman announced the Township's growth, according to the 2020 Census, at 18.9%.
  - Chairman Lehman announced that Pequea Township and Eden Township completed a joint project on Byerland Church Road from 272 S to the Township line. He thanked Eden Township for their help and said we would reciprocate helping them on their project next week.
  - Chairman Lehman announced that the barn at Silver Mine Park has been repaired and painted.
  - Chairman Lehman announced that the BOS held an executive session tonight at 6:30 to discuss legal matters involving the Township's suit versus Conestoga Township. This is on tonight's agenda.

#### **MINUTES OF PREVIOUS MEETING:**

Supervisor Lucas moved to approve the minutes of the July 21, 2021 Board of Supervisors meeting. Vice-Chairman Edwards seconded the motion. All voted in favor; none opposed.

**TREASURER'S REPORT:** A copy of the bill list is on the table. Vice-Chairman Edwards moved to approve checks 13454-13500 from the General Fund/**void** check 13501 from the General Fund, checks 1858- 1863 from the Recreation Fund, and check 406 from the Highway Fund/**void** check 405 from the Highway Fund. Supervisor Lucas seconded the motion. All voted in favor; none opposed.

**\*Addendum to the agenda**

Vice-Chairman Edwards moved to add an addendum to the agenda to discuss and deliberate the Change Order for the Silver Mine Road bridge repair. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

**PUBLIC COMMENTS:** Chairman Lehman gave a synopsis of all 10 items on the agenda.

**ITEMS ON THE AGENDA:**

- Jackie Johns inquired what the rate of pay would be for the new park employee and wondered if it was a competitive wage. She then asked for the balance in the SRPC account. Chairman Lehman replied the balance was about \$5000.00 in the SRPC account. When she inquired about the \$40,000.00 for litigation with Conestoga Township, Lehman reported that we have only spent \$2,929.00 so far in 2021.
- Michael Novak asked what the legal problem was with Conestoga Township. Chairman Lehman replied that it was a financial matter involving the dissolution of the SRPC funds and regretted that he could not elaborate on an ongoing legal matter.

**ITEMS NOT ON THE AGENDA:**

- Katy Charles expressed her concern of a stormwater problem near her property on Charleston Drive. Chairman Lehman told her the matter is now in the hands of the Township's engineer Mark Deimler, who will be getting back to her on this matter.
- Della Kreider expressed her appreciation for the hours of hard work each of the supervisors gave in service to the Township. She welcomed newcomer Supervisor Tom Haas. Della thanked the BOS for their transparency and keeping the citizens informed.
- Jackie Johns opined that the township's population growth was a reasonable amount over the ten-year span.

**OLD BUSINESS: none**

**NEW BUSINESS:****1. Release funds from SRPC Account- Nikolaus & Hohenadel**

Supervisor Lucas moved that we pay the Nikolaus & Hohenadel bill from the SRPC account. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

**2. Appoint ZHB member with term expiring January 3, 2023**

Supervisor Haas moved to appoint Kosta Kontanis to fill the vacancy on the Zoning Hearing Board with his term expiring January 3, 2023. Vice-Chairman Edwards seconded the motion. All voted in favor; none opposed.



### **3. Appoint an Alternate Zoning Hearing Board Member, if necessary**

Supervisor Haas moved to appoint Jason Kreider as an alternate to the Zoning Hearing Board with his term expiring January of 2022. Supervisor Lucas seconded the motion. All voted in favor; none opposed.

### **4. Renew Winter Service Agreement with PennDot**

Vice-Chairman Edwards moved to approve the 2021-2022 PennDOT winter municipal agreement. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

### **5. Consider approval of new park employee job description- Pequea Township Park**

Supervisor Lucas moved to approve the park employee job description for the Pequea Township park maintenance worker as is written with the correction on Page 2 -Bullet Point 2 under **Necessary Knowledge, Skills and Abilities** to now read **Ability to communicate effectively, both orally and in writing.** Vice-Chairman Edwards seconded the motion. Supervisors Edwards, Lehman, Lucas and Haas voted in favor; Supervisor Hlavacek opposed.

### **6. Consider hiring a Park Maintenance Worker**

Supervisor Haas moved to authorize the liaison to pursue the filling of the upcoming vacancy at the Park. Vice-Chairman Edwards seconded the motion. All voted in favor; none opposed.

### **7. Consider Final Land Development Plan- Calumet Enterprises, LLC-201 W. Kendig Rd.**

Chairman Lehman moved to approve waivers of the Pequea Township SALDO Section 602.11 Curbing for Millwood Road and Section 602.12 Sidewalks for Millwood Road and West Kendig Road. Vice-Chairman Edwards seconded the motion. Supervisors Edwards, Lehman, Haas and Lucas voted in favor; Supervisor Hlavacek opposed.

Chairman Lehman moved to approve a waiver of Section 605.5 Reconstruction of Existing Streets of the Pequea Township SALDO as it relates to Millwood Road. Supervisor Haas seconded the motion. Supervisors Haas, Lucas, Edwards and Lehman voted in favor; Supervisor Hlavacek opposed.

Chairman Lehman moved to approve a waiver of Section 408.3 Traffic Impact Studies of the Pequea Township SALDO and to accept the \$7000.00 fee in lieu of contribution offered by the applicant as permitted by Section 408.3 D. All voted in favor; none opposed.

Chairman Lehman moved to approve a waiver of Section 504.4.a.4 (Minimum 15-inch pipe diameter for pipes located outside of the public right of way) of the Pequea Township Stormwater Management Ordinance. Vice-Chairman Edwards seconded the motion. All voted in favor; none opposed.

Chairman Lehman moved to approve a waiver of Section 506.1 (Infiltration Volume Requirements) of the Pequea Township Stormwater Management Ordinance based on the carbonate geology which underlies the site. Supervisor Haas seconded the motion. All voted in favor; none opposed.

Chairman Lehman moved to conditionally approve the Preliminary/Final Land Development Plan and Stormwater Management Plan for Calumet Enterprises, LLC of 201 West Kendig Road, subject to the Solanco Engineering Associates review letters and further moved to permit the Chairman of the Board of Supervisors

to execute all required documents and plans as appropriate. Vice-Chairman Edwards seconded the motion. All voted in favor; none opposed.

#### **8. Consider Revised Final Subdivision Plan and Revised Waiver Request-163 W. Willow Rd.**

Chairman Lehman moved to conditionally approve the waiver of Section 602.5 Reconstruction of Existing Streets of the Pequea Township SALDO subject to the conditions outlined in the Solanco Engineering Associates review letter dated July 26, 2021. Supervisor Haas seconded the motion. Supervisors Edwards, Lucas, Haas and Lehman voted in favor; Supervisor Hlavacek opposed.

Chairman Lehman moved to approve a deferral of Section 602.11 Curbing and Section 602.12 Sidewalks of the Pequea Township SALDO, subject to the conditions outlined in the Solanco Engineering Associates review letter dated July 26, 2021. This deferral shall require the applicant to construct curbing and sidewalk when requested by Pequea Township at the cost of the applicant or future lot owner. Vice-Chairman Edwards seconded the motion. All voted in favor; none opposed.

Chairman Lehman moved to conditionally approve the Preliminary/Final Subdivision Plan for Dale and Marcia Mylin subject to the Solanco Engineering Associates review letter dated July 26, 2021 and any subsequent review letters and Lehman further moved to permit the Chairman of the Board of Supervisors to execute all required documents and plans as appropriate. Supervisor Haas seconded the motion. All voted in favor; none opposed

#### **9. Authorize Solicitor to file Writ of Summons- Pequea Township vs. Conestoga Township**

Chairman Lehman moved to authorize the serving of the writ of summons and the request for an accounting report from Conestoga Township. Vice-Chairman Edwards seconded the motion. All voted in favor; none opposed.

Chairman Lehman then moved to authorize the filing of the complaint against Conestoga Township when counsel deems necessary. Vice-Chairman Edwards seconded the motion. All voted in favor; none opposed.

#### **10. Consider Silver Mine Road Bridge Repair Change Order**

Vice-Chairman Edwards moved to reopen the state highway fund budget for the purpose of authorizing expenditures to the Silver Mine Road bridge project. Supervisor Haas seconded the motion. All voted in favor; none opposed.

Vice-Chairman Edwards moved to approve Mar-Allen's change order in the approximate amount of \$39,657.00 and to be charged to the GL (General Ledger) number 439.000. Supervisor Lucas seconded the motion. All voted in favor; none opposed.

#### **Final Comment**

Supervisor Hlavacek pointed out the difficulties West Lampeter Township is having with a one-hauler trash collection system. Hlavacek said savings to residents are minimal and its township office staff receives many and frequent complaints about trash being picked up late or not at all. He said townships allowing residents to choose a trash hauler are satisfied with their system.

**REPORTS/UPDATES:**

**Pequea Township Police Report-** Chief's report on table

**Pequea Township Road Department-** July report on table

**Lancaster Inter-Municipal Committee- Representative's Update-**none

**Suburban Lancaster Sewer Authority- Representative's Update-**none

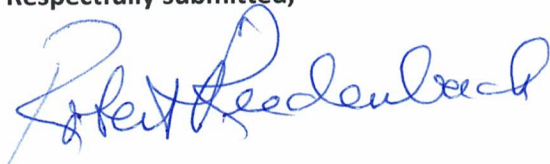
**Zoning/Code Enforcement-** reports on file

**Pequea Township Zoning Hearing Board-**

**Pequea Township Planning Commission-**

**Meeting adjourned at 7:55 PM**

**Respectfully submitted,**

A handwritten signature in blue ink, appearing to read "Robert Reidenbach", is written over the typed name.

**Robert Reidenbach, Township assistant/recording secretary**



# Sequea Township Board of Supervisors Meeting

August 18, 2021

7:00 pm

Sign in sheet

Name

address

- |                         |                              |
|-------------------------|------------------------------|
| 1. Jackie Johns         | homeless                     |
| 2. Michael D. Dink      | 469 Long Lane                |
| 3. Della Kreider        | New Danville                 |
| 4. Don Womshen          | Silvermine Rd.               |
| 5. Neal Metzger         | Site Design Concepts (Byr)   |
| 6. Adam Felty           | HomeTown / Cabinet           |
| 7. DALE MYLIN           | 163 West Willow Rd, 17584    |
| 8. Katy Charles         | 106 Charleston Drive         |
| 9. Ray Charles          | "                            |
| 10. KENT MYLIN          | 163 W. Willow RD SUBDIVISION |
| 11. Ken Spaulding - NDC |                              |
| 12. Elaine Jones Walmer | 616 Brentwood Dr.            |
| 13. Christine Haas      | 2191 New Danville Pike       |
| 14. Ann Schump          |                              |