

Minutes of the Spring Garden Township Board of Commissioners
6:30 p.m. – June 12, 2024

Persons Present:

Daniel E. Rooney, President Commissioner (Teleconference)
David Detwiler, Vice President Commissioner
Anne Gray, Commissioner

Andrew Herrold, Commissioner
Thomas Gwilt, Commissioner

I. Call to Order / Pledge of Allegiance

Vice President Commissioner Detwiler called the meeting to order at 6:32 PM, led in the Pledge of Allegiance, and announced an executive session on 06/12/2024 for the purpose of reviewing legal and personnel issues.

A. Presentations

B. Public Comment

1. Amy Mitten of 653 Mulberry Street indicated a need for traffic guidance related to the Sherman Street closure detour and truck traffic.
2. Roberta Boffo of 1080 Grandview Road inquired about the executive session.
3. Tori Lane of 652 Mulberry Street asked about an emergency response plan related to the Sherman Street detour. Chief Hoff indicated there is a plan in place.

C. Minutes - May 10, 2024 Business Meeting

1. **Motion** (Herrold/Gray) to approve the May 10, 2024 Business Meeting Minutes. Discussion: none. Public comment: none. Carries 5/0.

D. Treasurer's Transactions – May 2024

1. **Motion** (Gwilt/Herrold) to accept the May 2024 Treasurer's Report and Bank Transactions. Discussion: none. Public comment: none. Carries 5/0.

E. Subdivision/Land Development

1. 45-Day Waiver Request: Lot 78 - Inch & Company

Motion (Herrold/Gray) to approve the request for a 45-day time extension to August 13, 2024 for Lot 78 to meet the conditions for recording. Discussion: none. Public comment: none. Carries 5/0.

F. Old Business

1. Comprehensive Plan Discussion Group "Advisory Committee" – FYI

The Comprehensive Plan Open House was held on Monday, May 20th. The next meeting will be announced once a date is set and information will be added to the website as available.

2. Personnel

- i. Resignation: Marcy Krum-Tinsley, Township Manager

Motion (Herrold/Gwilt) to accept the resignation of Marcy Krum-Tinsley effective 07/16/2024 and the associated resignation agreement. Discussion: none. Public comment: Lynne Huddleston of 808 Clearmount Road asked if the agreement was associated with any business deals. The Solicitor responded it did not. Carries 5/0.

3. Country Club - Richland Intersection: Green Light Go

Concept 1 is to add thermoplastic road markings to provide additional lane guidance. An overhead traffic detection system estimate will be forthcoming.

Motion (Herrold/Gwilt) to award the Concept 1 Project to DE Gemmill to add thermoplastic lane guidance not to exceed \$5,300.00. Discussion: none. Public comment: none. Carries 5/0.

4. Ordinance 2024-03 – Recycling Ordinance Amendment

The recycling ordinance amendment updates the current ordinance with DEP recommendations.

Motion (Herrold/Gray) to approve Ordinance 2024-03 Recycling Ordinance Amendment.

Discussion: none. Public comment: none. Roll call vote: Rooney-aye, Herrold-aye, Gwilt-aye, Detwiler-aye, Gray-aye; Carries 5/0.

5. Video Equipment Quote – Meeting Room

Project award to Pennsylvania Entertainment Group to install video equipment to allow for live streaming of Board meetings. This would not enable remote participation.

Motion (Gray/Rooney) to award the live steam video equipment installation project to Pennsylvania Entertainment Group in the amount of \$12,590.10. Discussion: Commissioner Gray appreciates the quote and feels the system is modern and will meet our needs. Public comment: none. Carries 5/0. President Commissioner Rooney suggested we work with the Solicitor to determine the need for a policy that states the live stream is for convenience and not responsible for technical difficulties.

6. Graham Packaging Insect Issue – FYI

The Solicitor indicated that the Township met with Graham Packing based on complaints of the neighbors to determine what is being done, what could be done better, and to seek Graham’s commitment to the eradication of the bug issue. Graham will be increasing their treatment, and the Township will notify them of any changes in the infestation.

7. PA American Water Bulk Customer Treatment Rates – FYI

It has been determined that York bulk customers do not have an unfavorable rate advantage. Commissioner Herrold explained that this goes back to the agreement between PA American Water and connected municipalities regarding treatment rates. This allows us to keep the deal already in place and keep rates as low as possible. This allows Spring Garden to stay in the deal already in place and keep rates as low as possible.

8. Elmwood Park Parking- Located at the end of Third Avenue

Motion (Herrold/Gwilt) to approve costs not to exceed \$200.00 to prepare and add signage to the Elmwood Park parking lot. Discussion: none. Public comment: none. Carries 5/0.

9. Rathton Road Bridge – July Start Date

i. Easement Agreements – 466 Rathton Road and 444 Rathton Road

Motion (Herrold/Gwilt) to retroactively approve execution of easement agreements with the property owners of 466 Rathton Road and 444 Rathton Road by Vice President Commissioner Detwiler. Discussion: none. Public comment: none. Carries 5/0.

G. New Business

1. Sewer Account Discharge

Motion (Herrold/Gwilt) to discharge sewer balance for account number 159085 due to being uncollectable as a result of going out of business. Discussion: Lynne Huddleston of 808 Clearmount Road inquired about the entity. Melissa Stewart of 1161 Hollywood Terrace asked about the billing procedure. Public comment: none. Carries 5/0.

2. PennDOT Electronic Design Project Files Release – 83-Widening Project

Motion (Gray/Gwilt) to approve execution of the PennDOT Electronic Design Project Files Release Agreement. Discussion: none. Public comment: none. Carries 5/0.

3. Asset Disposal-1995 Wacker RD880V Roller

A new HAMM roller replaced the 1995 Wacker roller.

Motion (Herrold/Gwilt) to place the 1995 Wacker roller on Municibid for sale and deposit the proceeds into Liquid Fuels. Discussion: none. Public comment: none. Carries 5/0.

4. Dump Truck Repair (H-9)

Motion (Gray/Herrold) to authorize repair to Dump Truck H-9 at a cost not to exceed \$17,000. Discussion: none. Public comment: none. Carries 5/0.

H. Commissioners Constituent Representation

1. Commissioner Detwiler, Ward 1

a. Disappointed in the hold up on Boundary Avenue, appreciate the new crosswalk and paving.

2. Commissioner Rooney, Ward 2

- a. Appreciate the help at the Mill Creek Clean-up. We had 25 participants, both dumpsters were half full, and may consider an annual clean-up and other Township clean-ups. A thanks to Stauffer's, Penn Waste, CSR and Susquehanna River Keepers for their support.
- 3. Commissioner Gray, Ward 3
 - a. Appreciate the Public Works installation of the new Violet Hill Park / Tri Hill Crosswalk.
 - b. Has received questions on plans for National Night Out on the first Tuesday of August. It creates an opportunity for residents to interact with our police and other first responders and for neighbors to get to know one another. Chief Zimmerman indicated that it is too late in the year to organize an event and that previously these events were organized by the Recreation Department. Lynne Huddleston suggested waiving the fee for block parties. Commissioner Herrold indicated he would like to see more of these types of events in the township and should absolutely hold an event next year.
- 4. Commissioner Herrold, Ward 4
 - a. Appreciation to staff for stepping up and to the Solicitor for all the work he is doing.
- 5. Commissioner Gwilt, Ward 5
 - a. Will be glad once paving is complete.
- I. Township Consultants, Contracted Services, and Departments
 - 1. Township Consultant Reports
 - i. Solicitor
 - ii. Engineer
 - 1. The 2024 Sanitary Sewer Maintenance bids will be considered at the July 2024 meeting.
 - iii. Fire Department/York Area United Fire and Rescue
 - 2. Township Administration (departments)
 - i. Manager
 - ii. Police
 - 1. Bulletproof Vests

Motion (Gwilt/Herrold) to approve the purchase of five bulletproof vests at a cost not to exceed \$8,200. Discussion: none. Public comment: none. Carries 5/0.
 - 2. Resolution 2024-12 Bureau of Justice Bulletproof Vest Partnership Grant

Motion (Herrold/Gwilt) to retroactively approve Resolution 2024-12 ratifying the application for the Bureau of Justice Bulletproof Vest Grant. Discussion: Roberta Boffo asked about retroactive action. none. Public comment: none. Carries 5/0.
 - 3. Resolution 2024-13 Police Policy: Use of Force

Motion (Gwilt/Gray) to approve Resolution 2024-13 Police Policy: Use of Force. Discussion: none. Public comment: none. Carries 5/0.
- J. Public Comment
 - 1. Lynne Huddleston of 808 Clearmont commented on the agenda.
 - 2. Amy Mitten of 653 Mulberry Street extended her appreciation to staff and to Dawn and Solicitor Hovis for the efforts pertaining to the bug infestation.
- II. Adjourn

Motion (Rooney/Gwilt) to adjourn the meeting at 7:25 PM. Discussion: none. Public comment: none. Carries 5/0.

Respectfully submitted,

Luther C Wike Jr.
Secretary