

Minutes of the Spring Garden Township Board of Commissioners Business Meeting
6:30 p.m. – September 11, 2024

Persons Present:

Daniel E. Rooney, President Commissioner
David Detwiler, Vice President Commissioner
Andrew Herrold, Commissioner

Anne Gray, Commissioner
Thomas Gwilt, Commissioner

I. Call to Order / Pledge of Allegiance

President Commissioner Rooney called the meeting to order, led in the Pledge of Allegiance, and held a moment of silence for those that lost loved ones in 2001 and to honor first responders and others that perished. Commissioner Gray recognized Sgt. Adam Garman and Ofc. Cody Thompson for their participation in the America's 9/11 Foundation Memorial Ride in August to honor first responders. Executive sessions held on August 26th and September 11th for the purpose of reviewing legal and personnel issues were announced.

A. Presentations

B. Public Comment

1. Molly McKendry, manager of Hajoca located at 1005-1009 E Boundary Ave. She requested help with the ongoing road elevation issues associated with the E Boundary Ave. paving. They have been at the location for over 40 years and the closure of the road has caused a significant decrease in business. They have had to lay off employees and reduce workweek hours. The road is closed but it continues to be used. There are concerns with children's safety at the adjacent bus stop. Commissioner Gray indicated she could reach out to the school to see if the bus stop could be relocated. Superintendent Ruhl will request installation of road barricades to prevent the closed portion of the road from being used.

C. Business Meeting Minutes

1. **Motion** (Detwiler/Gray) to approve the August 22, 2024 Business Meeting Minutes.
Discussion: none. Public comment: none. Carries 5/0.

D. Finance

1. **Motion** (Herrold/Gray) to accept the August 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 (Detwiler/Herrold) to approve a 45-day extension request to November 12, 2024.
Discussion: none. Public comment: none. Carries 5/0.

F. Old Business

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

The Advisory Committee will meet on September 16th. The meeting will be advertised.

2. Mill Creek Trail and Greenway

i) Feasibility Study Update

- a) The Engineer presented a trail concept along Mill Creek and suggested the trail be completed in two phases, phase one (1) would start at the fire company and head North to Market Street and include a connection to the King Street Bike Route. Phase two (2) would extend from the Fire Company parking lot South into the Township's Mount Rose property and would include remediation due to abandoned construction debris. Phase two (2) would exceed the maximum Marcellus Shale Grant funds. The Marcellus Shale grant funds could be used as matching funds for a future state grant. With DCED funding the trail could extend from Market Street North to the Heritage Rail Trail. WellSpan and Red Lion Controls rights-of-way would need to be acquired for phase one (1).

ii) Marcellus Shale Grant

Motion (Detwiler/Herrold) to approve the application for the Marcellus Shale Grant and to authorize the Acting Township Manager to execute all relevant documents. Discussion: none. Public comment: Ricky Dubbs of 545 S Ogontz Street expressed concern with the cost. Roberta Boffo of 1080 Grandview Road asked for clarification of funding. She indicated that she would like to see significantly more added to the county grant request to streamline a request for state funding. The Engineer indicated the Township is paying for the feasibility study, but the study could then be used to request grant funds, and the Marcellus Shale Grant maximum is \$40,000. Carries 5/0.

3. Victory Fire Company – 2024 Parking Lot Paving Project

Motion (Detwiler/Gray) to award the 2024 Victory Fire Company Paving Project to Kinsley Construction for \$93,100.00 and give the Acting Township Manager authorization to execute project documents. Discussion: none. Public comment: none. Carries 5/0.

4. Asset Disposal – Triple-Axle Deck Over Trailer

The trailer met the reserve and sold for \$2,050. The sale proceeds are general funds.

Motion (Herrold/Detwiler) to accept the highest bid for the sale of the triple-axle deck over trailer contingent on meeting the reserve amount of \$1,500.00. Discussion: none. Public comment: none. Carries 5/0.

5. Station 892 Fire Station Replacement on Indian Rock Dam Road - FYI

Request for Proposals for the design, public bidding, and construction phase services for Station 892 replacement have been distributed. Staff directed to distribute the RFP to other interested firms.

6. Graham Packaging Insect Issue

Graham Packaging is spraying weekly; however, RG Group is reporting an uptick in insect activity since the end of August. The situation is continuing to be monitored, and a formal notice of violation will be issued.

G. New Business

1. Commissioner Liaison Assignments – 2024-2025 Term

i) Police Liaison

Motion (Detwiler/Rooney) to appoint Commissioner Gray as the Police Liaison for the 2024-2025 term. Discussion: none. Public comment: none. Carries 5/0.

ii) Public Works Liaison

Motion (Gray/Gwilt) to appoint Commissioner Detwiler as the Public Works Liaison for the 2024-2025 term. Discussion: none. Public comment: Lynn Huddleston of 808 Clearmount Road feels two great people were chosen for the positions. Carries 5/0.

2. Resolution 2024-24 Act 600 Member Contribution to Pension Plan

Plan actuaries indicated contributions were necessary to keep the plan funded.

Motion (Detwiler/Gray) to approve Resolution 2024-24 Act 600 Pension Contributions. Discussion: none. Public comment: none. Carries 5/0.

3. 2025 Uniform and Non-Uniform Pension Minimum Municipal Obligation (MMO)

Commonwealth of Pennsylvania mandates the smallest amount a municipality must contribute to any pension plan established for its employees. The amount is calculated and ensures that municipal pension plans are sufficiently funded. Uniform (police officers) MMO with contributions \$408,628 and Nonuniform (public works and administration) \$155,157.

Motion (Detwiler/Gray) to ratify the 2025 Uniform and Non-Uniform Minimum Municipal Obligation(MMO). Discussion: none. Public comment: none. Carries 5/0.

4. Personnel

i) Appointments

Motion (Detwiler/Gray) to table appointments due to lack of information. Discussion: none. Public comment: none. Carries 5/0.

H. Commissioner Constituent Representation

- 1. Commissioner Detwiler, Ward 1:** Rathton Road Bridge has progressed without issue and extended a thanks to Chief Zimmerman for addressing traffic speed issues.
- 2. Commissioner Rooney, Ward 2:** Extended a thank you to Commissioner Detwiler, Dave Davidson, and staff for working with him and providing remote options while he was out of town.
- 3. Commissioner Gray, Ward 3:** Encouraged Hajoca to reach out to the York County Economic Alliance for assistance. Commissioner Gray indicated the Board is looking into creating a stormwater authority and that residents in her ward continue to deal with stormwater issues. She hopes that the authority could help address stormwater issues and would like to see if there are options to reserve water during wet seasons and redistribute during non-rainy periods.
- 4. Commissioner Herrold, Ward 4:** A thanks to staff for the picnic and would like to see the tradition continue.
- 5. Commissioner Gwilt, Ward 5:** Property code issues are being addressed in his ward.

I. Township Consultant, Contracted Services, Departments

1. Township Consultants

i) Solicitor

ii) Engineer

iii) Fire Department / York Area United Fire and Rescue

- a)** Commissioner Rooney expressed his thanks to the fire fighters for their work at the Albemarle Street Fire.
- b)** Commissioner Gray encouraged residents to join and participate in volunteer fire companies in the township. Volunteering opportunities can be found on the YAUFRR website. Fire police are desperately needed.

2. Township Administration

i) Manager

ii) Zoning and Codes Enforcement

- a)** Rental registration fee revenue is down since the late fee was lowered, less registrations are being submitted late, and as properties move from rental to owner occupied.

iii) Public Works

iv) Police

a) Public Meeting Announcement – Merger Consideration

The Township will be hosting a public meeting on Monday, September 16th at 6:30 PM at Victory Fire Co. and a public meeting at Indian Rock Dam Elementary School on Wednesday, September 18th at 6:30 PM to provide information and the opportunity for the public to ask questions and submit commentary regarding the consideration of a merger with York County Regional Police Department.

b) Police Updates

1) Resolution 2024-25 Police Policy: Rules of Conduct

Motion (Detwiler/Gray) to approve Resolution 2024-25 Police Policy: Rules of Conduct. Discussion: none. Public comment: none. Carries 5/0.

2) Resolution 2024-26 Police Policy: Uniforms and Equipment

Motion (Gwilt/Gray) to approve Resolution 2024-26 Police Policy: Uniforms and Equipment. Discussion: Solicitor indicated differences between Spring Garden's

policy and the local regional department's policy. none. Public comment: none. Carries 5/0.

3) Resolution 2024-27 Police Policy: Police Officer Selection Process

Motion (Gwilt/Detwiler) to approve Resolution 2024-27 Police Policy: Police Officer Selection Process. Discussion: none. Public comment: none. Carries 5/0.

J. Public Comment

1. Ricky Dubbs of 545 S Ogontz St. extended a thank you on the progress on a residential parking permit and indicated there are code issues he would like to see addressed.
2. Albert Miller of 300 Old Orchard Ln. would like the comprehensive plan business meeting to be public. It was indicated that the meeting will be public.
3. Roberta Boffo of 1080 Grandview Rd. asked about the stormwater authority. Commissioner Rooney indicated that there would be a future workshop on the stormwater authority. Ms. Boffo indicated that she feels the previous Holtzaple property would be better suited for a public works building.

II. Adjourn

Motion (Detwiler/Gwilt) to adjourn. Discussion: none. Public comment: none. Carries 5/0.

Respectfully submitted,

Luther C Wike Jr.
Secretary

APPROVED