

EAST MANCHESTER TOWNSHIP
Board of Supervisors
August 8, 2023

Present: Chairman Steven H. Gross, Jr., Vice-Chairman David L. Naylor (*via telephone*), Supervisor Darryl Albright; Attorney Andrew Miller; Manager/Secretary/Treasurer Kristie Masemer; Public Works Director Shane Haugh; Engineer Byron Trout; Zoning Officer Gary Mayfield; Recording Secretary, and thirteen citizens.

At a regular meeting held at the Township building, Chairman Steven H. Gross, Jr. called the meeting to order at 7:01 p.m.

The Pledge of Allegiance was given to the Flag of the United States of America.

Motion by Supervisor Albright, second by Vice Chairman Naylor, to amend the Agenda as follows: add *Executive Session*; and to approve the Agenda as amended. All members voted aye; motion carried.

From Chairman Gross, at last month's meeting, the pledge to the flag was recorded and was aired on the television this past Friday.

Chairman Gross disclosed that since the meeting of July 11, 2023, the Board held an emergency meeting on July 17, 2023, to discuss Gene Stilp asking to burn flags on Township property. His request was approved, and the Board and staff handled it very well. Mr. Stilp complimented the staff, saying that EMT is the nicest Township he's ever dealt with. This whole thing could have been ugly, and indeed, there might have been some ill intentions behind the request in the first place, but the Township Board and staff didn't bite. From Supervisor Albright, no one on the Board or on staff either condones or condemns Mr. Stilp's actions but everyone respects his First Amendment rights.

Correction to the Minutes from July 11, 2023: on page 3, under the Public Works Director's report, it should read that there was trouble with the *backhoe*, not the dump truck. **Motion by Vice Chairman Naylor, second by Supervisor Albright, to approve the minutes of the meeting of July 11, 2023, as amended. All members voted aye; motion carried.**

Motion by Supervisor Albright, second by Vice Chairman Naylor, to approve the July 17, 2023, minutes. All members voted aye; motion carried.

Public Comments

Ed Hewitt commented that the Elks has a collection box for used flags to be disposed of. Also, the Mt. Wolf VFW provides the same service.

Emergency Services Report

Fire Chief's Report -- no official report from Chief Stevens, as he was on vacation. He verbally gave some statistics. Nothing to add to the ambulance report.

York County Regional Police Report -- new police cars arrived, one donated by Apple Chevrolet along with \$10K to add upgrades, etc. Nice. Received law enforcement grant for \$120K over two years.

Emergency Services donations -- nothing discussed.

NEAEMS to return donation -- update -- still in the works. Several items still in progress and being checked.

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Special Request

I-83 South Bridge letter of support request -- technically the letter was due by July 28, but per Attorney Miller, the Township can still submit a letter of support if desired. The cost estimate is \$1B, which is eating up District 8's funds. Perhaps the Township might want to see that contribution to the Exit 26 project instead, to try to keep that moving forward. Supervisor Albright feels that we missed the deadline, so...no.

Correspondence

Susquehanna Lions Club thank-you letter -- Mike Starner was present to thank the Board. He also requested permission for another Hallowe'en parade on October 15, 2023, 2 p.m., 1:30 road closures begin. Same detours as last year. **Motion by Chairman Gross, second by Supervisor Albright, to amend the Agenda to include the Halloween parade. All members voted aye; motion carried.**

Motion by Chairman Gross, second by Supervisor Albright, to write a letter of permission for the Lions Club to make the road closures for the parade and to hold the Halloween parade. All members voted aye; motion carried. A donation discussion will be on next month's agenda.

YCPC letter of Regional Significance for Beacon of Druck Valley Road, LLC., in Springettsbury Township; 86 houses.

Solicitor's report – Attorney Andrew Miller

- Emergency Management Coordinator -- Attorney Miller asked for clarification/confirmation of the name. Should be: NEYCEMA (Northeastern York County Emergency Management Authority), as long as no other municipality uses that name. **Motion by Supervisor Albright, second by Chairman Gross, to confirm the name of the agency as the NEYCEMA as explained above, and to forward that suggestion to the other parties on the committee. All members voted aye; motion carried.**
- **Motion by Supervisor Albright, second by Vice Chairman Naylor, to adopt Ordinance #2023-2 to vacate Shady Lane.** *Discussion:* the reason for this action is because the truckers keep ignoring the sign, damaging the bridge. **All members voted aye; motion carried.**
- **Motion by Vice Chairman Naylor, second by Supervisor Albright, to adopt Resolution #2023-9, Intergovernmental Cooperation for the Joint Maintenance and Repair Services for traffic signal and street lighting. All members voted aye; motion carried.**
- **Motion by Chairman Gross, second by Vice Chairman Albright, to authorize the Road Master, Shane Haugh, to sign the Joinder for Resolution 2023-9. All members voted aye; motion carried.**

Engineer's report – Byron Trout

Mr. Trout gave an update on the Rolling Meadows/Rentzel farm area -- after the surety was reduced in July, the developer disputed the amount. Mr. Trout conveyed that the Board is not reducing the amount; no word since.

From the audience, Bob Nace noted that nothing is happening with the retention pond; is that included in the surety? Yes. No action can be taken until the last house is built. Also, please check the swale; Mr. Trout will take a look. Also, the weeds/grasses are pretty high and should be checked. Will do. RE: the resident who killed the grass on the property's slope; any info on that? Mrs. Masemer is aware of the situation and has sent a letter informing the resident that he/she needs to re-seed that area.

North Sherman Street Extended options -- a meeting was held to discuss options/permitting, etc.

the existing pipe that needs to be replaced would be handled with a GP11 permit; that would use about 450' of pipe, and this would be handled as a stand-alone project OR re: the 525' of open channel/open stream, use a joint permit with DEP, which would entail having all the studies done, with approval by York County Conservation and Army Corps of Engineers. Mr. Trout gave a third option to do only about 250' of the length, which would not involve the other agencies for approval. Perhaps phase 1 might cost \$3500 for the permits (not including the PennDOT permit); phase II work would be around \$12-\$15K for the permits. From Vice Chairman Naylor, of course he'd like to see all 500' or so of the problem area be corrected but he needs to see a price for that project. To clarify, PennDOT says it will do the work for the bottom portion if the Township obtains the permits. From Mr. Haugh, once the pipe is installed, it becomes Township property and responsibility. If PennDOT did the work, it would cost maybe \$100K, give or take \$10K. From Mrs. Masemer, recommends doing it all, maybe not all at once, but don't just do half of it. Mr. Trout's suggestion is to treat the existing pipework as a phased project. If the Township wants to extend it, treat it as a separate permit/project. Vice Chairman Naylor agrees with Mrs. Masemer. One thing's for sure, the cones and the other markers out there aren't going to last another 18 months to two years, which is Mr. Trout's estimate for the total project permit time.

Motion by Supervisor Albright, second by Chairman Gross, to approve moving forward with Phase I. *Question/discussion:* if we only proceed with Phase I and decide to move into Phase II later, will PennDOT agree to fund the repairs at that time? Vice Chairman Naylor fears that PennDOT will not want to be involved with any work down the line in Phase II. Only doing Phase I temporarily fixes the problem. How about if Mr. Trout works on permits for both phases at the same time to give PennDOT the assurance that the Township is interested in having all of the work done? **After discussion, Supervisor Albright AMENDED the MOTION, second by Vice Chairman Naylor, to move forward with Phase I AND at the same time authorize Mr. Trout to also work on Phase II, as suggested by Mr. Trout.** *Vote on the motion:* Two members voted aye; *Chairman Gross opposed to the amended motion.* Motion carried.

Vice Chairman Naylor had a question the item on Mr. Trout's report regarding the Hillwood property (berm at the Garrod property). Still a work in progress. Further discussion was held on the Hillwood project.

Secretary/Treasurer/Manager's report – Kristie Masemer

Sewer Authority – minutes are available. NEYCSA 2021-2022 financial statements are also available.

Chris Toms, PE, was present to give an update on the Area 2 progress. Design complete and all permits obtained. Info on financing delayed until mid-September. Still some easements to negotiate. Can't let the property owners know what their costs are until he hears about the financing. Perhaps construction to start early in 2024 and continue for that entire year. Also, upgrade to the North George Street pump station. Sherman Oaks/Street pump station included. Inflow and infiltration situations exist in some areas/private systems and need to be addressed as quickly as possible. The DEP restriction of three new systems per year in the Saginaw area is still in effect.

From Dean Kohr, given the revised schedule, will the residents still have a year to hook up? Mr. Toms explained. Should have plenty of time to hook up. Also, since the time is coming to pump the private systems, and these systems are being sewered in this Area 2 project with DEP approval, do those residents still need to pump those systems? Hmmm... perhaps check with DEP to ask that question.

Zoning Officer – Zoning Hearing Board meeting August 24; Planning Commission meeting August 22;
Assistant Zoning and Codes Officer report -- nothing discussed.

Recreation Board – still need another Rec Board member to make a quorum.

Motion by Chairman Gross, second by Supervisor Albright, to approve the attendance of the Board members, Manager, and the Tax Collector at the York County Association of Townships of

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the Second Class 104th annual convention on October 25 and to authorize the payment of the associated registration fees for those who attend. All members voted aye; motion carried.

Chairman Gross authorized the Manager to advertise the Budget meeting for October 17, 6 p.m.

Mrs. Masemer reported that the Assistant Zoning and Codes Officer is leaving to take a job where she can work exclusively from home; Mrs. Masemer is advertising for a new person to fill that position.

Public Works Report – Shane Haugh

Motion by Supervisor Albright, second by Chairman Gross, to approve Change Order request #2 in the amount of \$70,823.00 to replace the EPDM garage roof.

AND to approve Change Order request #3 in the amount of \$2,948.74 for transit pipe removal.

AND to approve Change Order request #4 in the amount of \$8,487.54, to add shop sink and eye wash station in the new shop expansion. All members voted aye; motion carried.

It was verified that the staff had authorization to handle change orders up to a certain amount.

Land Development/Subdivision –

No plans at this time.

Supervisor's comments

Vice Chairman David L. Naylor – when a developer does a traffic study, it's usually paid for by the developer. Can the Township pay for its own study and get reimbursed from the developer? Sure, but the developer can challenge that cost. Vice Chairman Naylor thinks that sometimes it would be good to have our own study done. Locust Point – mow the area around the sewer pump station. Also, slope waivers have the potential to create unsightly properties because the area is tougher to mow. Is it time to consider not approving these waiver requests?

Supervisor Darryl Albright – Kristie, please post the vacating of Shady Lane on the website. Will do. Please request a list from the SPCA of all municipalities and populations and the amount they pay, plus get the SPCA's financial information.

Chairman Steven H. Gross, Jr. – nothing at this time.

Motion by Supervisor Albright, second by Chairman Gross, to pay the bills as presented. All members voted aye; motion carried. All members voted aye; motion carried.

Motion by Chairman Gross, second by Vice Chairman Naylor, to *recess* to Executive Session. All members voted aye; motion carried.

The meeting recessed at 8:40 p.m.

Motion by Supervisor Albright, second by Chairman Gross, to adjourn. All members voted aye; motion carried. The meeting adjourned at 9:42 p.m.

Respectfully submitted,

Kristie Masemer
Secretary/Treasurer/Manager

Julie B. Maher,
Recording Secretary