

MOUNT JOY TOWNSHIP SUPERVISORS
REGULAR MEETING MINUTES
Thursday, May 20, 2021
7:00 P.M.

Present: John Gormont, Chairman; David Updyke, Vice-Chairman; Jeff Patterson; Terry Scholle; Bernie Mazer

Also Present: Susan Smith, Solicitor; Erik Vranich, Township Engineer; Melissa Zirkle, Administrative Assistant; Shannon Hare, Secretary and Zoning Officer and Code Enforcement Officer; Shane Wise, Road Crew

The Mount Joy Township Board of Supervisors met this date, as publicly advertised, at the Mount Joy Township Building located at 902 Hoffman Home Rd., Gettysburg, Pennsylvania. Social distancing was implemented. There were 13 persons in attendance. Attendees individually elected to wear masks. The meeting was conducted virtually; the general public remote accessed the meeting (StartMeeting).

Roll call was taken for all votes.

Call to Order: John Gormont, presiding.

Starting Time: 7:00 p.m.

Roll call taken for attendance.

Announcement

- The Board of Supervisor's held an executive session on personnel on April 15, 2021 from 8:55-9:30 pm.

Public Comment:

Written comment-Todd McCauslin-581 Plunkert Rd-RTK, horse & buggy signs, and in person meetings
Oral comment-Linda Speelman-1501 Hoffman Home Rd-in person meetings

Approval of Minutes

- Regular Meeting Minutes, April 15, 2021. Mr. Mazer moved, seconded by Mr. Scholle to approve the minutes. Motion carried, unanimously.

Solicitor's Report. Solicitor Smith presented her report. Mr. Patterson moved, seconded by Mr. Updyke to accept the Solicitor's Report for the period following the April regular meeting. Motion carried, unanimously.

Treasurer's Reports

- Approval of Monthly Finance Report - Mr. Patterson moved, seconded by Mr. Scholle to approve the Monthly Finance Report for April 2021. Motion carried, unanimously.
- Approval of Bills Paid Report - Mr. Patterson moved, seconded by Mr. Scholle to approve the Bills Paid Report for April 2021. Motion carried, unanimously.

Police Report. Mr. Mazer moved, seconded by Mr. Updyke to accept the April 2021 Police Report. Motion carried, unanimously.

Roadmaster's Report. Mr. Gormont reported that since last month the road crew has made progress with getting Roberts Rd. ready for the upcoming road work. The pipe replacement and edge of road work on

Highland Ave. Rd. is complete. Highland Ave. Rd. is ready for tar and chipping along with Clapsaddle, Updyke, and Miller Roads. The road crew also completed routine maintenance and base repair with the pugmill.

Engineer's Report. Mr. Vranich presented his report. Mr. Patterson moved, seconded by Mr. Updyke to accept the Engineer's Report for April 2021. Motion carried, unanimously.

Zoning and Code Enforcement Officer's Report. Mr. Mazer moved, seconded by Mr. Scholle to accept the Zoning and Code Enforcement Officer's Report for April 2021. Motion carried, unanimously.

Planning Commission's Report. Mr. Patterson moved, seconded by Mr. Mazer to accept the Planning Commission's Report for May 2021. Motion carried, unanimously.

Land and Sea Services' Permits and Inspections Report. Mr. Mazer moved, seconded by Mr. Patterson to accept Land and Sea's Permits and Inspections Report for April 2021. Motion carried, unanimously.

Open Records Officer's Report.

- Todd McCauslin requesting inspection of written records/electronic copies of all electronic communications from Shannon Hare, and in any capacity Sheri Moyer, Erik M. Vranich, Solicitor Smith, or any member of the Mount Joy Township Board of Supervisors, or any other individual communicating on behalf of Mount Joy Township sent to any representative or attorney working on behalf of Pioneer Energy, Open Roads Renewables, Brookview Solar 1, LLC, or NextEra Energy. This request should be deemed to include but is not limited to communications addressed sent by any means to: Rebecca Rivera, Daniel Moretz, Chanelle Mayer, David Savage, Jeremy D. Frey, Esquire, Paul W. Minnich, Esquire, Melissa M. Miller, Matthew Handel, Garret Childers, Heath Barefoot, or Cyrus Tashakkori in time frames of 1/1/2016-12/31/2017. Communication relating to adoption of any ordinance that regulated solar energy systems, and all including all "subject" emails Solar Met Station; Draft Ordinance; solar Farm Ordinance; Question, Comments-Denied, due to past fees owed to the Township for previous Right-To-Knows
- Todd McCauslin requesting inspection of written records/electronic copies of all electronic communications from Shannon Hare, and in any capacity Sheri Moyer, Erik M. Vranich, Solicitor Smith, or any member of the Mount Joy Township Board of Supervisors, or any other individual communicating on behalf of Mount Joy Township sent to any representative or attorney working on behalf of Pioneer Energy, Open Roads Renewables, Brookview Solar 1, LLC, or NextEra Energy. This request should be deemed to include but is not limited to communications addressed sent by any means to: Rebecca Rivera, Daniel Moretz, Chanelle Mayer, David Savage, Jeremy D. Frey, Esquire, Paul W. Minnich, Esquire, Melissa M. Miller, Matthew Handel, Garret Childers, Heath Barefoot, or Cyrus Tashakkori in time frames of 1/1/2018-1/1/2019. Communications relating to adoption of any ordinance that regulated solar energy systems, and all "subject" emails Solar Met; Mt Joy Twp-Fire Dept; Question, solar CU, solar application, CU app, Solar Project- Denied, due to past fees owed to the Township for previous Right-To-Knows
- Todd McCauslin requesting inspection of written records/electronic copies of all electronic communications from Shannon Hare, and in any capacity Sheri Moyer, Erik M. Vranich, Solicitor Smith, or any member of the Mount Joy Township Board of Supervisors, or any other individual communicating on behalf of Mount Joy Township sent to any representative or attorney working on behalf of Pioneer Energy, Open Roads Renewables, Brookview Solar 1, LLC, or NextEra Energy. This request should be deemed to include but is not limited to communications addressed sent by any means to: Rebecca Rivera, Daniel Moretz, Chanelle Mayer, David Savage, Jeremy D. Frey, Esquire, Paul W. Minnich, Esquire, Melissa M. Miller, Matthew Handel, Garret Childers, Heath Barefoot, or Cyrus Tashakkori in time frames of 1/1/2020-5/12/2021. Communications relating to adoption of any solar ordinance, and all "subject" emails: meeting, NextEra Milestones; Solar Easements; review supplement, CUP plan, Agreements, Hearing; Conditional Use App- Denied, due to past fees owed to the Township for previous Right-To-Knows

Fire Companies' Reports

- Mr. Mazer moved, seconded by Mr. Scholle to accept Fire Companies' reports for April 2021. Motion carried, unanimously.

Correspondence

Mr. Gormont reviewed correspondence received:

- Letter received April 20, 2021 from John Peterson resigning from position as Township Auditor.
- Email received April 21, 2021 from Met-Ed regarding aerial saw tree trimming May 1-May 31.
- Letter received April 26, 2021 from Salzmans Hughes regarding notification of Outlets Conditional Use application.
- Email received April 26, 2021 from Linda Spellman resigning from the Planning Commission.
- Email received April 30, 2021 from Todd McCauslin regarding PennDot's response to horse and buggy signage on Township roads.
- Letter from Barlow Volunteer Fire Co. Inc. regarding a "people mover" vehicle.
- Email received May 17, 2021 from Pa. Department of Community & Economic Development. providing reimbursement of \$1,506 for floodplain ordinance preparation in response to Township application.

Subdivision and Land Development Plans

- Preliminary/Final Subdivision Plan DEB Properties, LLC. Mr. Vranich explained that two new residential lots would be created. Mr. Patterson moved, seconded by Mr. Scholle to approve the signing of the Planning Module. Motion carried, unanimously. Mr. Vranich explained that the proposed plan did not generate any new public improvements, which supported the grant of the waiver from the preliminary plan requirement. Mr. Mazer moved, seconded by Mr. Patterson to accept the waiver from the preliminary plan requirement. Motion carried, unanimously. Mr. Patterson moved, seconded by Mr. Scholle to conditionally approve the plan upon satisfaction of the Township Engineer and Zoning Officer letters dated May 6, 2021. Motion carried, unanimously. Mr. Scholle moved, seconded by Mr. Patterson to authorize the Secretary to sign the DEP Planning Module Resolution form on behalf of the Township. Motion carried, unanimously. Resolution 12 of 2021.
- Preliminary/Final Land Development Plan Lot 2 Barlow-Two Taverns Rd. Mr. Vranich explained the purpose of the plan and the need for a land development plan. The plan proposes the construction of a replacement 18,000 SF building (existing 12,900 SF building concrete slab/footing to be reused). Mr. Mazer moved, seconded by Mr. Scholle to approve the signing of the Planning Module. Motion carried, unanimously. Mr. Vranich explained that the proposed plan did not generate any new public improvements, which supported the grant of the waiver from the preliminary plan requirement. Mr. Mazer moved, seconded by Mr. Scholle to accept the waiver from the preliminary plan requirement. Mr. Patterson moved, seconded by Mr. Mazer to conditionally approve the plan upon satisfaction of the Township Engineer and Zoning Officer letters dated May 6, 2021. Motion carried, unanimously.
- Minor Final Subdivision Plan Review for Mark H. Kitzinger- Extension Letter. Mr. Mazer moved, seconded by Mr. Scholle to accept the extension letter to extend the action deadline for the plan to July 31, 2021. This was the second extension for this Plan. Motion carried, unanimously.
- Minor Final Subdivision Plan Review for Fryer Property-Extension Letter. Mr. Mazer moved, seconded by Mr. Updyke to accept the extension letter to extend the action deadline for the plan to August 11, 2021. This was the second extension for this Plan. Motion carried, unanimously.

Committee Reports

- Personnel: (Patterson and Updyke). The board discussed the Christmas Holiday to clarify the wording for the Personnel Manual to list only Christmas Day as the paid holiday and to provide for either Monday or Friday as a paid holiday if Christmas falls on Saturday or Sunday, respectively.
- Finance: (Gormont and Updyke) No report
- Roads (Gormont) Mr. Gormont said that he talked to the Traffic Engineer about the horse & buggy signs. Those signs are only to be placed on roads where the buggy enters the Township roadway.

Business

- Reaffirm phone poll to purchase trailer. Mr. Patterson moved, seconded by Mr. Updyke to reaffirm the phone poll to purchase a new heavy-duty trailer. Motion carried, unanimously.
- Consider the Appointment of Charles Grimm as Planning Commission member. Mr. Scholle moved, seconded by Mr. Updyke to appoint Charles Grimm to the Planning Commission. Motion carried, unanimously.
- Central Penn Septic requesting authorization to become an approved septic hauler for Mt Joy Township. Mr. Patterson moved, seconded by Mr. Mazer to authorize Central Penn Septic to become an approved septic hauler provided they meet all requirements. Motion carried, unanimously.
- Roberts Road Labor and Equipment Quote Award. Mr. Vranich explained the quotes. Quote A excluded pavement restoration and quote B included pavement restoration. Quotes were received from Clear View Excavation, Inc. and G.B. Groft, Inc.. Mr. Vranich recommended Clear View Excavation as the low bidder on both quotes and qualified to perform the work. Mr. Patterson moved, seconded by Mr. Updyke to award quote B-1 to Clear View Excavation, Inc. in the amount of \$20,800.00. Motion carried, unanimously. Mr. Vranich said that Germany agreed with this award and that Germany Township would be responsible for half of the costs since this is a joint project between both municipalities.
- Basehoar Roth Road Labor and Equipment Quote Award. Mr. Vranich explained the quotes. There were two quotes from two different contractors. Quote A excluded pavement restoration and quote B included pavement restoration. Quotes were received from Clear View Excavation, Inc. and G.B. Groft, Inc. Mr. Vranich recommended Clear View Excavation as the low bidder on both quotes and qualified to perform the work. Mr. Patterson moved, seconded by Mr. Updyke to award quote B-1 to Clear View Excavation, Inc in the amount of \$20,800.00. Motion carried, unanimously. Mr. Vranich said that this project is part of the Dirt and Gravel program and the Township will recover \$70,000-\$80,000 of the total costs from the program.
- Set date for Public Hearing on conditional use from Daniel King for Assembly and Repair of Amish Carriages-“Light Manufacturing” in BPC District. Ms. Hare explained the conditional use application received from Daniel King for an assembly and repair shop for Amish Carriages at 120 Hickory Rd. The board set the date of the conditional use hearing for June 17, 2021 at 7:01 pm by consensus.
- American Rescue Plan Act-Interim Final Rule issued by Department of Treasury. Solicitor Smith reviewed the Interim Final Rule for the American Rescue Plan Act. She also advised that the Township will need to do a resolution to amend the budget when it receives the Act funds.
- Request from Barlow Fire Company. The Board discussed talking to Barlow Fire Company to get more details including a time frame.
- Solicitor Smith discussed the Amendments to the Pennsylvania Constitution that were voted on at the recent election. Based on information available to date, those amendments will not be certified until June 7, 2021.

- **Adjournment** With no further business to be discussed by the Board, Mr. Patterson moved, seconded by Mr. Scholle, to adjourn the meeting. Motion carried unanimously. Meeting adjourned 9:05p.m.

Respectfully submitted by,

Shannon M. Hare
Secretary