

MANHEIM TOWNSHIP
5191 Wool Mill Road
Glennville, PA 17329

Minutes, Manheim Township Board of Supervisors Meeting
December 18, 2023

The Manheim Township Board of Supervisors, York County, PA met on Monday, December 18, 2023 to transact the regular monthly business.

The following were in attendance:

Larry Miller
Nate Osborne
Rose Kirkpatrick

Township Staff:

Dennis Perks, Public Works Manager
Michelle Hershey, Administrator-Secretary-Treasurer
John Elliott, Solicitor

There were 7 people in the audience.

Chairman Miller called the meeting to order at 7:00 PM with the Pledge to the Flag.

Executive Session -

None

Announcements –

None

Public Comment –

None

Consent Motion Package

Chairman Miller made a motion, seconded by Supervisor Osborne, to approve the consent motion package consisting of: Board Minutes of November 20 & November 27, 2023, Tax Collector Report of November 2023 and reports from the following: Road Department (November 2023), Zoning Reports (November 2023), and NYCPRD Activity reports (November 2023).

Vote 3-0

A. Board Correspondence –

None

B. Solicitors Report –

1. Public Hearing for Homer Stambaugh Addition to the Agricultural Security Area & Adopt Resolution 565

Solicitor Elliott Reported that the advertisement was placed for the public hearing and adoption of resolution 565. Chairman Miller opened the public hearing at 7:05 pm. Resident William Darney asked where this property was located. Public Works Manager Perks stated Lilly Springs Road. With no further comments Chairman Miller closed the public hearing at 7:06 pm.

Supervisor Osborne made a motion, seconded by Vice Chairman Rose Kirkpatrick to adopt Resolution 565 the Homer Stambaugh Addition to the Agricultural Security Area.

Vote 3-0

C. Committee Reports

1. Northern York County Regional Police Department –

Lieutenant Migatalski reported that the bid went out for the construction of the new headquarters building. Construction has started on the land where the headquarters will be located. 6 officers will be graduating on December 21, 2023, and the department will then be a full staff.

2. EMA –

None

D. Subdivision –

Reaccept for Review and Consideration the Whitetail Ridge LLC Preliminary/Final – Lot Line Adjustment Subdivision Plan

The application was accepted for review and consideration on November 20, 2023. Due to changes requested from farm and agricultural preservation they had to submit a whole new subdivision plan adjusting the property line in Manheim Township. Upon acceptance, the review period will expire on March 18, 2024.

Vice Chairman Kirkpatrick made a motion, seconded by Supervisor Osborne to reaccept for review and consideration the Whitetail Ridge LLC Preliminary/Final – Lot Line Adjustment Subdivision Plan with the review period expiring on March 18, 2024.

Vote 3-0

E. Unfinished Business – Ordinance Amendments

This can remain tabled.

- A) Agricultural Entrance
- B) Timber Harvest
- C) Junk
- D) Police Citations for Zoning Violations
- E) Shooting Range

Violation Notice Blooming Grove Rd.

Public Works Manager Perks reported that he drove past the property, and it looks like he has moved some items around. Perks will continue to watch the property.

Brodbeck Road Violation

Public Works Manager Perks reported that he was not able to meet with Mr. Walker due to Mr. Walker having issues with his ankle injury. Public Works Manager Perks stated that he spoke with Mr. Walker on the phone regarding expectations. Chairman Miller asked Solicitor Elliott what the options are if they are unable to keep making progress with the Walkers. Solicitor Elliott stated that if the Board gets to the point that they are not getting anywhere dealing with the family members the Board would be back to the point of getting an enforcement notice proceeding to get a judgement, then potentially cleaning the property on their own and placing a municipal lien on the property for the amount that the township spent. Supervisor Osborne asked what the process is of getting those vehicles removed without a title. Solicitor Elliott stated that the Board would need to get a determination in front of a District Justice that there has been a violation with the vehicles. If that is not appealed, they would seek an order from the common pleas court directing the municipality to remove the vehicles. Vice Chairman Kirkpatrick asked don't they need the title to be able to remove them and how would they be able to without the titles. Solicitor Elliott stated that would be part of the court order that would essentially transfer the titles to the township to be able to obtain possession and dispose of the vehicles as they see fit. Solicitor Elliott stated that there could be some tricky issues with notice because if the owner of the land is not also the owner of the vehicles, they would have to show that they made good faith effort to try to contact whoever might own them. Chairman Miller asked Public Works Manager Perks at this point if he still has good open communication with Mr. Walker. Public Works Manager Perks stated that he does. Chairman Miller stated that they are weighing their options just to see where they could wind up, but in the meantime if they can keep moving forward that is progress. Chairman Miller stated that moving forward is difficult, but the best bet is to continue as they are and get whatever cooperation they can. Solicitor Elliott stated that is a reasonable approach and certainly if anything changes and they stop getting communication, or nothing is happening or going to happen they can reevaluate that at any time. Public Works Manager Perks asked if they should proceed in trying to locate the homeowner. Solicitor Elliott stated that it would be good to know for notice purposes if they are going to pursue some sort of action, but not knowing that would not prevent the Board from pursuing further action. Supervisor Osborne suggested that Public Works Manager Perks stay engaged with the Walkers monthly regardless, as he has been and press upon them the importance of getting the momentum going forward and getting this cleaned up because this has been going on way to long. Inform them that they are starting conversations about alternate means to pursue this if they don't get back on track. Public Works Manager stated that talking with Mr. Walker today that he told Mr. Walker once his foot is healed and if there is no snow on the ground, he needs to make up for the time that was lost. Neighboring residents voiced their concerns about this going on for way too long and nothing being done to get this resolved and they feel the Board of Supervisors are not going to do anything regarding this property. Chairman Miller stated that they have a set of rules that they must go by and as a government they must follow proper procedures. Chairman Miller stated that they are trying to go about this the best way they can and to do this with least amount of taxpayer money to get this done. Vice Chairman Kirkpatrick stated that everyone needs to

remember at the end of the day the landowner isn't there, so ultimately whatever the Walker boys are doing it's giving something versus nothing, and they could be doing nothing.

Road Department Radios and Repeater

Northern York County Regional Police will now be getting a cell tower at their substation in Spring Grove and would like to hold off on purchasing any radios until they can see how this will affect Manheim Township. Remain Tabled.

F. New Business–

Adopt 2024 Budget

Chairman Miller made a motion, seconded by Supervisor Osborne to adopt the 2024 budget as presented.

Vote 3-0

Authorize Advertising 2024 Adopted Budget, Tax Rates, and January Meeting Dates

- Board of Supervisors – Tuesday, January 2, 2024 @7:00 pm
- Auditors – Wednesday, January 3, 2024 @7:00 pm
- Planning Commission – Thursday, January 4, 2024 @ 7:00 pm

Chairman Miller made a motion, seconded by Vice Chairman Kirkpatrick to authorize advertising 2024 Adopted Budget, Tax Rates, and January Meeting Dates

Vote 3-0

Approve 2024 Rate Schedule from HRG Engineering

Chairman Miller would like to table this until HRG can attend the January 2, 2024, meeting to explain the 2024 rate range.

Chairman Miller made a motion, seconded by Supervisor Osborne to table until HRG can attend the January 2, 2024, meeting to explain the 2024 rate range.

Vote 3-0

Adopt Resolution 566 Tax Collector Records Disposal

Chairman Miller made a motion, seconded by supervisor Osborne to adopt Resolution 566 Tax Collector Records Disposal.

Vote 3-0

Authorization to use HRG to assist in Comprehensive Plan Review; Review revised Contract and Apply for Comprehensive Plan Grant.

The Board of Supervisors reviewed the new contract provided by HRG to proceed with assisting with the Comprehensive Plan. The revised cost is \$51,250.00. The estimated cost for HRG to apply for the CBDG grant to cover the cost of the Comprehensive plan is between \$2,000.00 - \$3,000.00.

Chairman Miller made a motion, seconded by Vice Chairman Kirkpatrick to authorize HRG to assist in the Comprehensive Plan Review with a revised contract cost of \$51,250.00 and a not to

exceed amount of \$3,000.00 to apply for the CBDG grant to cover the cost of the Comprehensive Plan.

Vote 3-0

Authorize HRG to Apply for Permitting of Pipe Replacement on Wool Mill Rd.

Public Works Manager Perks stated that a permit is required by DEP to replace a pipe on Wool Mill Rd. The cost for the permit will be \$7,000.00.

Chairman Miller made a motion, seconded by Supervisor Osborne to authorize HRG to apply for the permit needed for a pipe replacement on Wool Mill Road through DEP.

Vote 3-0

Discuss Options for Hoist Repair on Truck 2

Public Works Manager Perks reported that truck 2's hoist cylinder broke during Monday's snow removal. The end of the cylinder ram snapped off taking the cross mount with it. Public Works Manager Perks contacted Lancaster Truck Bodies and was quoted a price of \$8,925.00 to remove and replace damaged hoist cylinder, crosshead and supporting hardware. Another quote provided by Lancaster Truck Bodies was to replace whole dump body and hoist assembly at a cost of \$28,175.00 After a brief discussion it was decided that Public Works Manager Perks will reach out to local hydraulic shops to repair hoist cylinder and to reach out to a welding shop to repair the crosshead.

G. Purchase Requisitions:

1. Road Dept. – Replace Broken Tarp Assembly on Truck 2 – Lancaster Truck Bodies - \$2,469.00 SF
2. Road Dept. – Broken Cylinder on Truck 2 snowplow – Douglas Equipment - \$321.53 SF

Chairman Miller made a motion, seconded by Vice Chairman Kirkpatrick to approve the purchase requisitions as presented.

Vote 3-0

H. Training Notices:

None

Next Meeting – January 2, 2024 @7:00 pm

With no further business Chairman Miller adjourned the meeting at 8:04 pm