

Chairman Nelson Brenneman called the regularly scheduled meeting to order at 7:00 p.m. Supervisors present: Dennis Luckenbaugh and Dennis Ilyes. Present on behalf of the Township: Asst. Secretary: Melissa Altland and Solicitor Doug Myers. Absent with prior notice: Manager Sharon Kerchner. Also present: Recording Secretary and eight citizens.

Chairman Brenneman announced that the Board met in an Executive Session at 6:30 p.m., prior to tonight's meeting, to discuss personnel matters. No action was taken.

On July 23, 2021, Supervisor Brenneman, Mike Krebs, and Township Manager Sharon Kerchner interviewed an applicant for the Public Works position. No action was taken.

I. **Minutes**

Motion by Ilyes, second by Luckenbaugh, to approve the minutes of the meeting of July 7, 2021. All members voted aye; motion carried.

II. **Treasurer's Report**

A. **Motion** by Luckenbaugh, second by Ilyes, to approve the Treasurer's Report for July 2021 as presented. All members voted aye; motion carried.

III. **General Public Comment**

Nothing at this time.

IV. **Fire Company Report**

Tim Carr gave the fire company report for July 2021. Supervisor Ilyes asked about the 2 vehicle fires, both were deemed to be arson. Investigation is continuing by the police and the state fire marshal. Scott Zeigler, Tri-Community, sent information to Mr. Carr for reporting tonight. Jackie Heffner gave the stats for the Spring Grove Ambulance Club. An ALS Assist course is available this Thursday. Discussion was held on membership support of the various ambulance clubs in the area. Ms. Heffner reiterated that they will not be honoring Tri-Community memberships. However, NCT residents may choose to support both Spring Grove and Tri-Community Ambulance thru memberships. From the audience, Rodney Shearer asked if there was any more communication with Tri-Community to try and work things out? Not yet. Can the Township send a letter asking for cooperation?

V. **Permits, Plans, and Modules**

Nothing at this time.

VI. **Administrative Reports**

A. Supervisors' Reports

1. Pipes were replaced, and paving was done (at the repair spots) on Beard School Road and Rockery Road.

2. The John Deere tractor/mower has been repaired. The Public Works crew is back mowing the ROW – patience, please; they will get to your area! The Johnson grass and thistles are out of control in some areas.

3. PennDot have Tar and chip projects underway, as well as repair of some railroad crossings.

B. Supervisor Luckenbaugh – Police report

1. Of note, a DUI check point was done in July with some DUI arrests and some drug arrests, too.

2. NYCRPD 2022 Budget – additional patrol time of 10 hours per week. **Motion** by Luckenbaugh to *increase* the police patrol time an additional 10 hours per week. Mr. Ilyes wants to see more data to prove that the additional hours are needed. Until then; *This motion died for lack of second.*

Motion by Ilyes, second by Luckenbaugh, to *table* this issue until the September meeting. All members voted aye; motion carried.

Mr. Luckenbaugh relayed information from last month about a resident who needed police action and it took 45 minutes for someone to arrive. The explanation is that the call was a non-emergency call, the patrol officers were already working on emergency calls, so an officer had to be called in from Dover, hence the “slow” response time.

C. Manager’s Report

1. **Motion** by Brennehan, second by Ilyes, to award the bid for the Cedar Drive culvert project to Aaron Enterprises at a cost of \$305,255.00 and to authorize the Solicitor to check on the funding, as Attorney Myers noted that this project *may well* qualify for funding from the American Relief Plan. All members voted aye; motion carried.

2. WWTP – Aqua Aerobic, PLC System upgrade is complete!

3. **Motion** by Ilyes, second by Luckenbaugh, to ratify the purchase of a 10-ply radial tire for the John Deere tractor at a cost of \$931.80. All members voted aye; motion carried.

4. Missy reported from Mrs. Kerchner that the Township has a \$295 credit from Mar-Bar for the tire that had a bulge on it.

4. FYI – Mike Krebs is on Short-Term Disability beginning on August 2 for 6 to 8 weeks.

D. Engineer’s Report

No report.

E. Solicitor’s Report

1. Attorney Myers presented a draft of a Park and Recreation Ordinance. An ordinance of this type will give the Police enforcement options in the case of an infraction. It would also govern the use of the park by outside groups. Would the Board like to see more regulations? Attorney Myers feels that the current rules and regulations fit nicely within this proposed ordinance. Mr. Luckenbaugh suggested some changes. He also suggested presenting this to the police department for review and comment. Discussion was held on “closing the park on snow days” and what that actually means. Attorney Myers made some suggestions for

managing this aspect. This subject will be addressed at the September Board meeting. From the audience, Rodney Shearer suggested that the prohibition of motor vehicles take into account Township vehicles or recreation crew vehicles/delivery, etc.; perhaps state “authorized vehicles only.”

2. Solar Ordinance -- Attorney Miller previously provided a draft of a Solar Energy Ordinance. Decisions must be made regarding in which zones a solar farm might be permitted and by what right. Mr. Luckenbaugh feels that this use should be permitted in the Industrial Zone only. Also, removal should include complete removal of all poles that are installed in the ground. Mr. Brenneman feels that the farmland should be kept for farming, not solar farming. Mr. Ilyes is concerned with the noxious weeds getting out of control; all other Township residents must comply with this regulation, so make sure a solar farm company does as well. If allowed in the Agricultural Zone, the Board can restrict the use to certain types of soils classification. From the audience, Rodney Shearer cautioned the Board against restricting residents too much on what they can do on their own property. This restriction might well be taking away a farmer’s right to rent his property for a solar farm use. Mr. Ilyes wants to make sure that if the use is permitted, the owner/operator must maintain the use properly. Attorney Myers will make some amendments to the proposed ordinance and re-present it for review at a later meeting. To be continued.

VII. Old Business

Missy Altland noted that Mrs. Kerchner had questions about Act 65 of 2021, posting the agenda on the website; Act 50 of 2021, 5G legislation. Discussion was held on the likelihood and time frame for the emergence of the 5G network.

Question for Mr. Shearer – Sunnyside Road – what’s the deal with the old telephone poles being replaced and the old poles not being removed? This was a Verizon project. How about a letter from the Township Solicitor reminding them to remove the poles? Thoman Dr. and Route 516, there’s a pedestal project that has been stalled for over a year. Perhaps Attorney Myers can address this in the letter, too.

VIII. New Business

A. **Motion** by Luckenbaugh, second by Ilyes, to adopt Resolution #03-08-2021, approving Heidelberg Township as a full participant member of the Northern York County Regional Police Department Commission. All members voted aye; motion carried.

B. **Motion** by Luckenbaugh, second by Ilyes, to accept, with regret, the resignation of Jeff Hall from the Recreation Board. All members voted aye; motion carried. Mr. Brenneman noted that “we’re losing a good man.” Apparently, Mr. Hall is moving from the area. We’re down to three members on the Recreation Board. Mr. Luckenbaugh discussed the possibility of dissolving the board, and have only one person to handle the park issues. He also noted that he’s heard that the well is dry at the Stoverstown ball fields, something to revisit in the future.

C. Does Attorney Myers recommend an ARP committee? If so, what might the requirements be? As a suggestion, Myers would typically urge one Supervisor and a staff member to meet and discuss ideas, to bring to the board.

IX. **Announcements**

A. Northern York County Regional Police Commission meets August 17, 7 p.m., at headquarters.

B. Recreation Board meets August 23, 7 p.m.

C. Planning Commission meets August 24, 7 p.m.

D. Board of Supervisors meets September 7, 7 p.m.

Motion by Ilyes, second by Luckenbaugh, to adjourn. All members voted aye; motion carried. The meeting adjourned at 8:08 p.m.

Respectfully submitted,

Sharon Kerchner,
Township Secretary/Manager

Julie B. Maher,
Recording Secretary