

# BOARD OF SUPERVISORS MEETING MINUTES | DECEMBER 19, 2018

Minutes of the Pequea Township Board of Supervisors Meeting held at 7:00 PM on December 19, 2018 at the New Danville Fire Company, 43 Marticville Road, Lancaster, PA 17603.

**Present at the meeting were:**

Robert Race, Jr., Chair  
Cynthia T. Evans-Herr, Vice-Chair  
E. John Hlavacek, Supervisor

**Others present:**

Lori Ann Leitch, Secretary-Treasurer  
Lori Vital, Police Officer  
Jordan Byrnes, Police Officer  
Sign-in Sheet Attached

**CALL TO ORDER:** Chair Race called the meeting to order at 7:00 PM and led the recitation of the Pledge of Allegiance.

**ANNOUNCEMENTS**

- The first and foremost priority of this meeting is to publicly conduct Pequea Township business. In that effort, the Supervisors sincerely ask everyone in attendance to stay focused on what is of best interest for our township and during that process be respectful towards other people's comments, concerns and/or feelings. Expression of personal feelings of disrespect or disruption of this meeting is not an option.
- An opportunity for public comment will be given before the Board takes official action on agenda items. Public comment for items not on the agenda will be taken at the end of the meeting. When the Chair opens the floor, please come to the lectern, state your name and address, and limit your comments to three minutes. Additional time may be granted at the Board's discretion.
- An Executive Session was held November 21, 2018 to discuss a personnel matter regarding a candidate for employment. On December 7, 2018 an Executive Session was held to review the AFSCME proposal and Southern Regional Police Officers' Association grievances. Meetings pertaining to the negotiation of a collective bargaining agreement with AFSCME were held November 28, 2018, December 11, 2018, and December 17, 2018.
- Christmas trees can be dropped off at the Marticville entrance of Silver Mine Park between December 26, 2018 and January 31, 2019 from dawn to dusk.
- The Board of Supervisors is accepting letters of intent to serve on the following boards/committees: Board of Auditors, Vacancy Committee, Planning Commission, Zoning Hearing Board, Park and Recreation Board.
- Vice-Chair Evans-Herr announced this marks the last meeting of a three-member Board in Pequea Township. Two additional Supervisors will be added at the organizational meeting in January.

**HEARING:** Budget Adoption

Chair Race moved to adopt the 2019 General Fund Budget. Vice-Chair Evans-Herr seconded the motion. Chair Race and Vice-Chair Evans-Herr voted in favor; Supervisor Hlavacek voted nay.

Chair Race moved to adopt the 2019 Highway Aid Fund Budget. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

Chair Race moved to adopt the 2019 Recreation Fund Budget. Vice-Chair Evans-Herr seconded the motion. Chair Race and Vice-Chair Evans-Herr voted in favor; Supervisor Hlavacek voted nay.

# BOARD OF SUPERVISORS MEETING MINUTES | DECEMBER 19, 2018

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## **RESOLUTION: Tax Levy**

Chair Race moved to adopt Resolution 499-2018, a Resolution of the Township of Pequea, Lancaster County, Pennsylvania establishing the Tax Rate for the Year 2019. Vice-Chair Evans-Herr seconded the motion. All voted in favor; none opposed.

## **RESOLUTION: Fee Schedule**

Chair Race moved to adopt Resolution 500-2018, a Resolution of the Township of Pequea, Lancaster County, Pennsylvania establishing and/or revising fees charged in connection with the administration of the Township. Vice-Chair Evans-Herr seconded the motion. All voted in favor; none opposed.

**MINUTES OF PREVIOUS MEETING(S):** Chair Race moved to approve the minutes of the November 20, 2018 Budget Workshop IV and November 21, 2018 Board of Supervisors Meeting. Vice-Chair Evans-Herr seconded the motion. All voted in favor; none opposed.

**TREASURER'S REPORT:** Chair Race moved to approve checks 11842-11887 from the General Fund, checks 1569-1578 from the Recreation Fund, and check 0028 from the Escrow Fund. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.

## **NEW BUSINESS:**

1. **Consider approving Planning Module Exemption for Millwood Road Lot 11** – Chair Race moved to approve the Planning Module Exemption for Millwood Road Lot 11 as recommended by the Township Engineer. Vice-Chair Evans-Herr seconded the motion. All voted in favor; none opposed.
2. **Acknowledge receipt of Agricultural Security Area Declaration for 195 Linstown Road** – David Stull of 195 Linstown Road urged the Board of Supervisors to follow the Standard Procedure to consider the proposed land be added to the Agricultural Security Area (ASA) at a public hearing after the ASA Advisory Committee and the Planning Commission review his declaration. Vice-Chair Evans-Herr moved to appoint Chair Race as her replacement on the ASA Advisory Committee and further moved to follow the Standard Procedure for the proposed addition of 195 Linstown Road to the Agricultural Security Area. Supervisor Hlavacek seconded the motion. All voted in favor; none opposed.
3. **Consider approving Continuation of Benefits Policy** – Chair Race moved to update the Personnel Policy with Heart and Lung benefits now that the Township has uniformed employees. Vice-Chair Evans-Herr seconded the motion. All voted in favor; none opposed.
4. **Consider approving 2019 hourly pay rates for Part-Time Officers** – Vice-Chair Evans-Herr moved to approve an hourly part-time rate of \$22.00 for Officer Charles Grimasuckas and \$21.00 for Officer Erick Stone as recommended by Chief John Michener. Supervisor Hlavacek seconded the motion.

Ken Adams of 39 Cobblestone Drive inquired about wages negotiated in the Collective Bargaining Agreement of the Police Officers' Association. Vice-Chair Evans-Herr informed him the Collective Bargaining Agreement

## BOARD OF SUPERVISORS MEETING MINUTES | DECEMBER 19, 2018

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covers the full-time officers. Part-time wages are recommended by the Chief of Police and then approved by the Board of Supervisors.

K. Scott Edwards of 98 Baumgardner Road asked for the current wages of the part-time officers. Vice-Chair Evans-Herr replied Officer Stone was hired in 2018 at a rate of \$21.00/hr. Officer Grimasuckas transitioned from a temporary full-time assignment at \$32.46/hr to part-time status.

All voted in favor of the 2019 hourly rates for part-time officers Grimasuckas and Stone; none opposed.

### REPORTS/UPDATES:

Southern Regional Police Department – Officer Lori Vital read the Chief's Report for November. The name will change to Pequea Township Police Department effective January 1, 2019.

Zoning/Code Enforcement Officer – Report on File

Pequea Township Zoning Hearing Board – At their December meeting, the Zoning Hearing Board conditionally approved a special exception to conduct a home business at 477 Long Lane. Chair Race thanked Zoning Hearing Board member Jackie Johns for her service. Her term is expiring, and she is not seeking reappointment.

### PUBLIC COMMENTS:

Public comment for items not on the agenda will be taken at this time.

Mr. Adams complained about legal expenses. Specifically citing the first archery hunt which was cancelled, he urged the incoming Supervisors to think before acting. He then suggested posting draft minutes on the website. He thanked the New Danville Fire Company for allowing the Township to hold its meetings at their facility but encouraged the Board to plan for the future. Lastly, he requested the Supervisors speak into their microphones.

Tom Haas of 2194 New Danville Pike questioned the Christmas tree procedure. Vice-Chair Evans-Herr explained the trees collected at Silver Mine Park are counted and reported to the Lancaster County Solid Waste Management Authority (LCSWMA). The Township receives credit for the trees on the annual recycling grant application. The trees are then ground up for mulching.

Ms. Johns of 23 Pine Lane commended Vice-Chair Evans-Herr and Park & Recreation Board Chair Tim Weaver for organizing volunteers to plant trees at Silver Mine Park. Their work was recognized in the Chesapeake Bay magazine.

Eric Lucas of 320 Baumgardner Road confirmed the Board of Supervisors has not budgeted expenses based on revenue that is not ongoing. Vice-Chair Evans-Herr assured him the Supervisors take a conservative approach on revenue estimates.

Tim Weaver of 722 Baumgardner Road asked the Board of Supervisors to consider replacing a damaged plaque at the Bachman memorial tree in Silver Mine Park. Chair Race moved to approve replacing the plaque. Vice-Chair Evans-Herr seconded the motion. All voted in favor; none opposed.

## BOARD OF SUPERVISORS MEETING MINUTES | DECEMBER 19, 2018

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In response to Mr. Adams's comment about the archery hunt, Mr. Weaver said it was not cancelled because it was formatted incorrectly; it was only cancelled because there was not enough time for the attorney to respond to a complaint that was filed. The format of the hunt was restructured, and it was rescheduled.

Don Purdum of 129 Marticville Road said the District Attorney told him the hunt was stopped because the lottery format was illegal. Vice-Chair Evans-Herr rebutted the Solicitor's position is that municipalities are not required to obtain licenses for small games of chance. Mr. Purdum responded the complaint may have referenced small games of chance, but during the investigation, the District Attorney's office determined it was an illegal lottery. Vice-Chair Evans-Herr stated there was no criminal intent. Chair Race banged the gavel to end the debate.

**ADJOURNMENT:** Chair Race wished everyone happy holidays and adjourned the meeting at 7:57 PM.

Respectfully Submitted,



Lori Ann Leitch, Secretary

2018-12-19 Board of Supervisors Meeting Sign-in Sheet

RICHARD & PATRICIA CUMMINGS, 320 PLEASANT VIEW DR, W.S

Kenneth J Adams 39 Colchester Dr, WS

Walt Kull

Scott Quad

Gino DeMasio

Jere H. Dostyke 3 Newsinger Dr

Bennie Edwards

Don Purdum

Pauline M. Minder

Jackie Johnson

Bob Redwell

Earl

Hether Miller

Miss M

DAVID STOLL

Clay Jones

[Signature]

Jill Keider

Bonnie

Eric

Bob Shaw

F. Huff - ROPC