

West Earl Township Board of Supervisors, 157 West Metzler Road, Brownstown, PA 17508

In Attendance:

Chairman:	David Thornton	Manager/Secretary:	Jenna Seesholtz
Vice Chairman:	John Ford	Roadmaster:	Neil Stoltzfus
Member:	Harold Keppley, Jr.	Police Chief:	Eric Higgins
Member:	Keith Kauffman		

Others present: Tom Matteson-Diehm & Sons, Ray Yecker-19 Cedar Avenue, Brenden Curry-LNP, Richard Zook-Keystone Gun-Krete, John Stauffer-151 Pleasant Valley Road

Call to Order

Chairman Thornton called the January 24, 2022 regular meeting to order at 7:00 p.m.

Approval of Minutes

January 3, 2022 Organizational Meeting – Vice Chairman Ford noted the following should be included in the minutes. The Board entered executive session at 8:10 p.m. and returned to their regular session at 8:34 p.m. The meeting adjourned at 8:35 p.m. on a motion by Vice Chairman Ford, seconded by Member Keppley. The Motion was approved unanimously. Moved by Vice Chairman Ford second by Member Kauffman to approve the January 3, 2022 organizational meeting minutes as corrected. Motion approved unanimously.

Public Comment

Ray Yecker, 19 Cedar Avenue – Mr. Yecker discussed the following issues with the Board:

- Truck using their Jake brakes near his house
- Truckers sitting and sleeping in their trucks at night near SR222
- Speeding on Cedar Avenue
- Military Tribute Banners – Chairman Thornton said that he's thought of this also and thinks Main Street would be a good place to hang them, after the Main Street Project is finished.

Special Business

1. **West Earl Police Department** – Appointment of Officer Byrnes to Detective. This matter was tabled until later in the evening when Chief Higgins is present.
2. **Resolution 2022-11** – Street Light Assessment Revision to add the Creek Hill development. Moved by Member Keppley, second by Member Kauffman to adopt Resolution 2022-11. Motion approved unanimously.
3. **Resolution 2022-12** – Appointed Officials revision to add the tax collector. Moved by Vice Chairman Ford, second by Member Keppley to adopt Resolution 2022-12. Motion approved unanimously.

Subdivision/Land Development Review

1. **Leola Produce Auction** – Manager Seesholtz received a request from Leola Produce Auction for a refund of the \$1,000 fee they submitted for their Zoning Petition or to have it applied to the Zoning Hearing fee. Member Keppley asked the Manager to go back and see how this was handled prior. Manager Seesholtz will see what costs the Township has incurred so far and will bring this matter back to the board.
2. **South Fairmount Church** – Financial Security Reduction request. Moved by Vice Chairman Ford, second by Member Keppley to release financial security in the amount of \$50,691. Motion approved unanimously.
3. **2021-10 Mark Martin Motors – Preliminary/Final Land Development Plan:** 4126 Oregon Pike, Ephrata, 3.282 acres. Zoned C-2. Proposes to construct a 50'x76' building. It was noted that there was no one present at the meeting representing Mark Martin Motors. A discussion followed about sidewalk deferrals and what criteria are used to decide when the sidewalks should be installed. Manager Seesholtz will check with the Township's Solicitor. After a brief discussion about sidewalk deferrals and the 2019 small stormwater management project for this property the Board tabled any approvals for this plan. Moved by Vice Chairman Ford, second by Member Kauffman to table the Mark Martin Motors plan approvals until a representative for the applicant can attend the Board of Supervisors' meeting. Motion approved unanimously.
4. **2021-13 Madison & Madison Properties, LLC (Keystone Gun-Krete):** 4435 Oregon Pike, Ephrata. 1.733 acres. Zoned Commercial (C-2) and Industrial (I). Proposes to construct a 60'x141' building. Tom Matteson of Diehm & Sons, Inc. was at the meeting to present on behalf of his client.

Waivers:

- **Waiver of §155-9 Preliminary Plan:** Moved by Member Keppley, second by Member Kauffman to approve a waiver of §155-9 – Preliminary Plan. Motion approved unanimously.
- **Waiver of §155-20.B and §155-21.B Final Plan Scale:** Moved by Vice Chairman Ford, second by Member Keppley to approve a waiver of §155-20.B and §155-21.B – Final Plan Scale. Motion approved unanimously.

Deferrals:

- **§155-32.D(1) – Sidewalk:** Moved by Member Keppley, second by Member Kauffman to conditionally approve a deferral of §155-32.D(1) – Sidewalks. Motion approved unanimously.

Action on Plan:

- **Conditional Plan Approval** – Moved by Vice Chairman Ford, second by Member Keppley to conditionally approve the plan based upon the Township Engineer's review letter dated January 11, 2022. Motion approved unanimously.

Old Business**1. ARPA Funds Spending Discussion:**

- East Main Street water main replacement – Discussed using \$300,000 in ARPA funds to replace the water main on East Main Street. The Water Authority would be responsible for paying for the replacement, however, if ARPA funds are used the Water Authority could contribute more funds to the painting of the water tank. Member Keppley suggested that the Township ask the Water Authority to cover ¾ of the cost of the water tank painting.
- Turtle Hill Streambank Restoration Project – ARPA funds can be used for the proposed streambank restoration. The cost will be approximately \$350,000.
- There was a consensus among the Board members to give the remainder of the ARPA funds to LASA to help with the new Act 537 Plan.

New Business

1. **WETPD Body Camera & Mobile Video Records Budgeted Purchase** – Moved by Vice Chairman Ford, second by Member Kauffman to approve the purchase of six digital body cameras and 6 mobile video recorders for the Police Department. Motion approved unanimously.
2. **WETPD Vehicle Budgeted Purchase** – Moved by Member Kauffman, second by Member Keppley to approve the purchase of a new 4-wheel drive Chevy Tahoe for the Police Department. Motion approved unanimously.
3. **WETPD Speed Timing Devices Budgeted Purchase** – Moved by Member Keppley, second by Vice Chairman Ford to approve the purchase of six timing devices for the Police Department. Motion approved unanimously.
4. **Turtle Hill Streambank Restoration Grant Application** – An application has been prepared for the Lancaster Clean Water Fund grant. Moved by Member Keppley, second by Member Kauffman to proceed with the submission for the Lancaster Clean Water Fund grant. Motion approved unanimously.
5. **Bobby Rahal Grant Reimbursement** – Moved by Member Keppley, second by Vice Chairman Ford to reimburse Bobby Rahal in the amount of \$574,177.24. Motion approved unanimously.
6. **New Compost Yard Gate System** – Moved by Member Keppley, second by Chairman Thornton to continue with the current gate system as long as it is working. Motion approved unanimously.
7. **Advertise for Sealed Grinder Bids** – Moved by Member Kauffman, second by Member Keppley to approve advertising for sealed grinder bids. Motion approved unanimously.
8. **Duct Cleaning Quote** – Roadmaster Stoltzfus received a quote for \$4,960 to have all the ductwork in the Township building cleaned. Moved by Vice Chairman Ford, second by Chairman Thornton to approve the duct cleaning quote of \$4,960. Motion approved unanimously.
9. **East Main Street Survey Contract Approval** – Moved by Member Kauffman, second by Chairman Thornton to approve the East Main Street Survey Contract. Motion approved unanimously.
10. **Girl Scout Request** – The Girl Scouts requested the use the small portion of land the Township owns at Schaum's Corner (Route 272 & 772) for their cookie sales. There was a consensus of the Board that this would not be safe. They also requested to use the Lions' Park for a drive-thru cookie sales event on March 6, 2022. There was a consensus of the Board to approve the drive-thru even at the Park on March 6th.

Financials

1. **Bills** – Moved by Member Kauffman, second by Member Keppley to pay the bills as presented. Motion approved unanimously.
2. **Budget vs. Actual** – Provided for the Board's review.
3. **Treasurer's Report** – Moved by Vice Chairman Ford, second by Member Kauffman to accept the Treasurer's Report. Motion approved unanimously.

Reports

1. **Zoning Officer** – Written report provided. Nothing additional to report.
2. **Manager** – Nothing additional to report.
3. **Code Enforcement Officer** - None
4. **Police Chief** – Chief Higgins reported the following:
 - He had a department meeting to discuss goals for 2022.
 - He and Manager Seesholtz met with a consulting firm for the accreditation.
5. **Roadmaster** – Member Keppley asked about the intersection at Church Street and 272. Roadmaster Stoltzfus said he will reach out to CM High to discuss the possibility of getting a flashing yellow light.

Public Comment

None

Supervisors' Comments

Harold Keppley – Member Keppley asked Manager Seesholtz about the Hershey Advisors matter discussed at a previous meeting. Member Keppley would like to know who signed-off on the restoration work that was done after the 272 road improvements. Manager Seesholtz will speak to Mr. Eshelman from Hershey Advisors and report back to the Board.

John Ford – Vice Chairman Ford said the Township set aside \$100,000 for a CD and asked the Manager if that will be purchased on the 26th. The Manager will check.

Action Items

1. Talk to the Township's Attorney about sidewalk deferrals.
2. Talk to Mr. Eshelman from Hershey Advisors.

Adjournment

Moved by Vice Chairman Ford, second by Member Kauffman to adjourn the January 24, 2022 regular meeting at 8:45 p.m. Motion approved unanimously.

Respectfully Submitted by:

Sara Service
Zoning Officer