

June 16, 2020 at the Oxford Township Building, 780 Hanover Street, New Oxford, PA 17350, Chairman Iocco called the regular Board of Supervisors meeting to order at 6:30p.m. followed by the Pledge of Allegiance to the American Flag. The quorum consisted of Supervisors Mario Iocco, Harry McKean and M. Frank Sneeringer. Sitting with the Supervisors Solicitor John Baranski, Engineer Terry Myers, Manager Heather Snyder and Secretary Beverly Shriver.

Meeting Minutes: McKean second by Sneeringer motioned to approve the June 10, 2020 meeting minutes as written. 3 Aye Votes

Chief Staab, EARP Report: Chief Staab gave the May Report.
Criminal Statistics: Issued 9 Supplemental Reports, 102 Incident Reports, wrote 3 Non-Traffic Citations, 4 Misdemeanor Arrests and 1 Felony Arrest.

Traffic Enforcement: They conducted 105 Car Stops, issued 61 Traffic Citations, 2 Parking Tickets, they gave out 34 Written or Verbal Warnings and handled 8 Accidents.

Township Crime: 1 Bicycle Stolen- Recovered.

EARP Commission Report: No report.

Public Comments Non-Agenda Issues:

Beverly Hoover, 485 Hanover Street questioned why today orange flags (limit of disturbance) were put 2-3 foot beyond her pine trees on her property; she doesn't want anyone digging on her property. Mickey Thompson will check at the office why they were put there and have someone meet or call her tomorrow. Hoover doesn't want her dogwood tree disturbed.

Motion on Lorraine C. Smith Final Subdivision Plan Waiver Requests of Preliminary Plan, Chapter 22-303.A; Curbs & Gutters, Chapter 22-503; Sidewalk requirement, Chapter 22-504; Cartway Widening, Chapter 22-403.13; and Plan Scale, Chapter 22-308. A. 3: Shriver reported the Planning Commission recommends the Board of Supervisors grant the waiver requests. McKean second by Sneeringer motioned to grant waivers of the Preliminary Plan, Chapter 22-303.A; Curbs & Gutters, Chapter 22-503; Sidewalk requirement, Chapter 22-504; Cartway Widening, Chapter 22-403.13; and Plan Scale, Chapter 22-308. A. 3 to the Lorraine C. Smith Final Subdivision Plan. 3 Aye Votes

Terry Myers reported the outstanding issues are notarized Owner's signatures need on the plan & and the Non-Building Waiver needs filed with DEP. These issues have been addressed. There are no Recreational Fees required to be paid since there is no new residential development proposed. The Planning Commission needs to be called in to sign the plan.

Terry Myers brought to the Board's attention that Sheet 3 was revised; Lot 1 tract line was taken off. It looks like the plan is done, signed, sealed and notarized. Shriver will get Adams County Planning's signature before she records it. Myers explained if you look on Sheet 2; there is a key of the adjoining property owners. If you look on the plan across from Kennedy Drive there is D, E, F, G, H. If you look on Sheet 3; there are two C's and then D. E. F. This sheet needs corrected.

McKean second by Iocco motioned to give conditional approval of the Lorraine C. Smith Final Subdivision Plan and will sign the plans when the corrections are made on Sheet 3. 3 Aye Votes

Motion on Oxford Pointe Final Subdivision Plan Approval:

Ted Decker and Mickey Thompson were present. A copy of the recorded Deed showing proof of ownership was given to the Township.

Outstanding issues are the PennDOT Permit; the Letter of Credit is pending and the Owner needs to sign the O & M Agreement once the plan is approved.

The plans are signed by the Owner, Adams County Conservation District and NOMA.

There is a letter to go along with the Ordinance adopting the stop sign and speed limit signs when the streets are adopted.

Decker made the address corrections to the plan.

Thompson brought with him the Recreation Fee check in the amount of \$11,500.

All the Preliminary and Final Escrows were paid to the Township.

All the bonds have been delivered to the Township two weeks ago and NOMA.

Thompson reported the grass was mowed per Darrin Catts request.

The Developer's Agreement was executed and notarized prematurely; if there are any additions to be made it can be done.

The HOA Document has been approved in general; if there are any specific items that need to be added after further review by Terry Myers and John Baranski; they will agree to do that.

The Planning Commission wanted Thompson to address the retaining wall on the south easterly portion of the cul-de-sac; they wanted to have bi-annual inspections. The wall has a height of six-feet located right off the edge of the right-of-way. The wall is holding back the cul-de-sac; protecting the wetlands.

Terry Myers included in the Developer's Agreement a statement that indicates "Any damage done to the road, the curb, the sidewalk or the guiderail as the result of a failure of the wall will be the HOA's responsibility to fix" and include in there that "A professional engineer does the inspection and provides a report to the Township on a bi-annual basis". Myers is good with the Developer's Agreement.

Thompson will have the HOA Documents include the retaining wall listed under Section 3.5 Controlled Facilities per Terry Myers request. Baranski noted approving the HOA Documents but was not aware of the wall issue and will make sure it is addressed. The HOA Documents and Developer's Agreement clarifies the storm water facilities maintenance by the HOA and successor. The O & M Agreement should have the description of the BMP's attached to it and required maintenance attached to it. That is spelled out in three places and on the cover sheet. The Developer will record the HOA Documents.

The Board needs to approve and execute the Developer's Agreement.

McKean second by Sneeringer motioned to sign the O & M Agreement and Developer's Agreement that gets recorded separately at the same time as the plan. 3 Aye Votes

McKean second by Sneeringer motioned to approve the Oxford Pointe Final Subdivision Plan. 3 Aye Votes

Motion on Summerfield Phase 1 Final Subdivision Plan Time Extension Request to October 3, 2020: Terry Myers reported the project with the sewer coming through the industrial park fell

through. RGS Associates is back talking to NOMA again. The foot print of the pump station will change. Myers sent them the updated amount of the Indemnification and Perpetual Escrow Agreement.

RGS sent a letter dated June 4, 2020 giving 90 days to act on the plan. The Planning Commission's letter dated June 12, 2020 recommends the Board of Supervisors accept the 90 day time extension to act on the plan. McKean second by Sneeringer motioned to accept the 90-Day time extension request to October 3, 2020 for the Summerfield Phase 1 Final Subdivision Plan. 3 Aye Votes Myers will look in his file for the deadline date of the 5-year protection. They have filed Phase 1 with a schedule that will make the five-year protection go away.

Motion to Authorize to Advertise the 2020-122 Solar Energy Facility Ordinance: Baranski had the ordinance advertised once; he will eat that cost. When he found out not to advertise it; it was 10:00 and that was the cut off time to pull it back from advertising. Baranski made changes to the ordinance but removed the residential section that was to stay in the ordinance. Baranski brought copies to review. The Board of Supervisors and Terry Myers want to review it again. McKean second by Iocco motioned to table the Solar Energy Facility Ordinance. 3 Aye Votes

Manager's Report:

The Township received from FEMA a Congratulatory Floodplain Ordinance Letter for compliance with the National Flood Insurance Program with amended ordinance February 26, 2020.

Rec'd an email from Rusty Ryan regarding the Village of Misty Creek questioning if the Municipality requires proof of street sweeping in developments as part of the stormwater best management practices.

Terry Myers feels it is something the Township should put in the Township O & M Agreement. Myers noted it should have been spelled out in the maintenance plan that gets attached to the O & M Agreement to be recorded; but Myers doesn't always see those. Maybe it should be a condition that Myers gets to see those maintenance plans before they are recorded. Myers will have to be more conscientious in the future; if it is in the Operation and Maintenance Plan for that development; and in there the Township would then say the street sweeping proof be supplied to the Township as often as it is required. McKean said to tell Rusty Ryan that we are considering putting that in our future O & M Agreements.

Snyder reported getting some estimates from PERCs #144, York Road, Lincoln Street & Shopping Center Driveway to replace all brackets reported badly rusted and #145 for replacing all brackets reported badly rusted at a cost of \$1,649.20 plus 18 hours to install all new backplates for overhead signals for a cost of \$3,509.20. That brings us into compliance. McKean second by Sneeringer motioned Oxford Township would approve estimate #145 for a cost of \$3,509.20 to include cables, ties, brackets as well as backplates, as advised by PERCs inspection report. 3 Aye Votes

At the last meeting there was a question of who authorized the recertification; PERCs said that was done verbally back in February. Their call logs don't go back that far so they are not sure who gave the verbal authorization.

From the discussion at a previous meeting. McKean second by Sneeringer motioned Oxford Township approve #137 at a cost of \$4,097.06 for the replacement of all of backplates at the intersection of York Road and Carlisle Street. 3 Aye Votes

The estimates were not sent to the other townships until we had our meeting with PERCs. Snyder was directed to send the estimates to Berwick and Hamilton Township.

York Adams Tax Bureau and Adams County Tax Collection Committee (ACTCC): No meeting; no report.

Solicitor's Report:

Update Dave Leese Property, 231 Brickyard Road, Update Batt's Property, 1580 Carlisle Pike and 825 Oxford Road, Illegal Junkyard: Baranski reported the Courts are back opened; give him to the next meeting to figure out what is going on. Shriver reported 825 Oxford Road; the Zoning Officer spoke to the owners about compliance.

New Business Registration: Shriver reminded the Board it would be beneficial to the office to have new businesses opening up in the Township register for Zoning compliances, when doing Business Recycling reporting to Adams County and for the EMA Director to keeping track of businesses with hazards and how many employees etc... for emergencies in the Township. After some discussion it was decided the Zoning Officer should look into this and make some recommendations to the Board.

Delete Mylar Requirement for Subdivision and Land Development Plans: Adams County stopped requiring mylars; this might be something the Board would want to stop. Terry Myers said this could be incorporated in with the Planning Commission's changes to the SALDO; the Board agreed.

Baranski asked for an Executive Session at the end of the meeting for legal issues.

Engineer's Report:

Brickyard/Becker Road Sewer Planning Modules: Myers was waiting to see what was happening with the Industrial Park. McKean reported they are getting close to getting the ten million dollars grant. Myers will wait to hear from the Board of Supervisors when to proceed.

Summerfield Plan Indemnification and Perpetual Escrow Agreement: They have the updated agreement to re-sign as part of the final plan approval.

Water & Sewer Project Grant: Myers talked to Robin Kohler, who will look into what other grants might be available for sewer & water and have an update for the next meeting. Myers applied in 2016 & 2018 and received rejection letters to help pay for the Brickyard Road Sewer Project. The Township is doing all the work to get a grant for NOMA so they can do the construction. This might not be necessary now.

Roadmaster's Report:

Dave Sentz is showing Jeff Rummel, the new Roadmaster around the Township; it's his second day.

Code and Zoning Officer's Report:

Heather reported for Catts; the tree screening was planted at 4812 York Road; the Oxford Pointe site has been mowed and Catts is preparing a Notice of Violation at 193 Fish & Game Road. The owner is using two RV's and accumulating piles of junk and storing several abandoned vehicles. Catts will be giving his reports at the workshop meetings.

Secretary's Report:

Consent Agenda: Iocco second by McKean motioned to accept the Consent Agenda as written.
3 Aye Votes

Rec'd Adams Regional EMS May reporting.

Rec'd Proof of Publication of Legal Notice of the Auditor's 2019-Year End Audit final meeting to approve and sign all necessary paperwork.

Rec'd Proof of Publication of Legal Notice of the 2019-Year Audit Report.

Rec'd Proof of Publication of Legal Notice cancelling the Board of Supervisor's meeting on April 21, 2020 and the Planning Commission's meeting scheduled April 8, 2020 and May 13, 2020 due to the COVID-19 Virus.

Rec'd Proof of Publication of Legal Notice for the Roadmaster Position.

Rec'd DEP's Approval letter to the Board of Supervisors exempting them from revising the Official Plan for the Oxford Pointe Land Development located at 445 Hanover Street.

Rec'd PennDOT LTAP Spring/2020 Technical Information Sheet.

Rec'd National Association of Realtors Spring 2020 On Common Ground Booklet.

Rec'd Visiting Nurse Association of Hanover & Spring Grove 2019 Annual Report.

Old/New Business: No other business.

Treasurer's Report:

List of Incomes, Bills and Transfers:

McKean second by Iocco motioned to approve the List of Incomes, Transfers and Pay Bills. 3 Aye Votes

Shriver asked the Supervisors sign a Signature Letter authorizing Bank of America issue Jeffrey E. Rummel and Heather Snyder mastercards. McKean second by Iocco motioned to sign the Signature Letter adding Rummel and Snyder for mastercards.

Board of Supervisors Issues & Executive Session:

Rt. 94/ Brickyard Road Drainage Work Estimate \$119,600.00: The Board is waiting to hear from Representative Moul and Representative Ecker. McKean is meeting with Sentz and Rummel on site tomorrow to get their thoughts on how feasible it may be for them to replace the pipe. The Township can close Brickyard Road down with a turn-around at the Brickyard Plant. It could be a two-day replacement of the 18" pipe with it being done by the roadcrew. The pipe has been left go for years and there is a lot of utilities there. No permit is needed; it's a like kind of exchange; having Eckman do the work and being billed since it's in the middle of a project. Possibly coinciding that with the work Eckman is doing up the road. PennDOT should be responsible for the cleaning the swale.

There were two Executive Sessions held for Personnel issues one April 22nd; in attendance was Chairman Iocco, Supervisors Sneeringer, McKean and the Township Manager Snyder and May 7th 5:00p.m. to 6:00p.m.; present was Chairman Iocco, Supervisors Sneeringer & McKean; Township Manager Snyder and Solicitor Baranski.

The Auditor's position is still opened.

List of Active Plans: Nothing to report.

At 8:23p.m. the Chairman broke into an Executive Session for Legal Issues; those in attendance Chairman Iocco, Supervisors Sneeringer & McKean, Manager Snyder and Solicitor Baranski. The Chairman called the meeting back in session at 8:39p.m.

Adjournment: McKean second by Sneeringer motioned to adjourned the meeting. Meeting adjourned at 8:40p.m. Unanimous Decision.