

WEST MANHEIM TOWNSHIP BOARD OF SUPERVISORS

WORK SESSION

THURSDAY, AUGUST 6, 2020 - 7:00 P.M.

Vice-Chairman Staaf called the Work Session to Order at 7 p.m., followed by the Pledge to the Flag and a moment of silence.

ROLL CALL: Present were Supervisors Hartlaub, Krysiak, Rynearson, Staaf, Township Solicitor Walter Tilley, III, and Township Manager, Michael Bowersox and Township Secretary, Miriam Clapper. Supervisor Ault and Township Engineer Chris Toms were not present. A quorum was present.

ANNOUNCEMENT: Vice-Chairman Staaf announced that an executive session took place before the meeting to discuss personnel issues.

PUBLIC COMMENTS: Vice-Chairman Staaf asked if anyone from the audience wanted to address the Board and Pam Collins, 2571 Baltimore Pike came forward and brought her concerns about the storage of propane tanks in the 2500 block of Baltimore Pike. She informed the Board that she had filed an appeal at the end of June. She informed the Board that on the 6th of July she learned the Interim Manager Michel Bowersox was out of town so she then contacted Chairman Ault to ask for an emergency meeting. She wanted to ask for a Stay of Proceeding of all activity at the business she was appealing until the hearing was set. Mr. Ault then spoke to the Township's solicitor who then spoke to her attorney and was told that the meeting would not be granted because it was not an appropriate meeting. She then spoke on the requirement to hold a Stay of Proceeding.

Township Solicitor explained that the municipal regulations of the propane business are pre-empted by state law, so the township can't. Further discussion took place on whether the township could execute the Stay of Proceeding.

Pat Green of Manheim Township expressed that he was against the proposed Diversity Ordinance.

Stevi Ennis expressed that she was against the proposed Diversity Ordinance.

Laurel Bollinger – West Manheim Township opposes the Diversity Ordinance. She then went over just a few items that the ordinance has in it and feels that it is completely unnecessary.

Michelle Groft – she is totally opposed to the Diversity Ordinance.

At this time, the Township's Solicitor informed Vice-Chairman Staaf that he had found the section from the State Code he was looking for and read Section 14.B.1. *a municipality may not prohibit placement of any LPG container in any exiting yard setback area.* Township Solicitor Walt Tilley explained that once that setback has been set, which is 10 feet, the municipality is expressly prohibited

from interfering with the placement. That is the basis of the ruling. There are criminal as well as civil sanctions for violating the ordinance, so that was the basis for his recommendation to the Board. Pam Collins then expressed that it applied to distance.

APPROVAL OF MINUTES: Supervisor Rynearson made a motion to approve the Minutes of the Regular Board Meeting of Thursday, August 14, 2020, seconded by Supervisor Krysiak. **Motion carried.**

CORRESPONDENCE: Vice -Chairman Ault noted the Board received no correspondences.

APPROVAL OF DISBURSEMENTS:

The Disbursements from all Funds were approved, as listed, in a motion by Supervisor Hartlaub, seconded by Supervisor Rynearson, **Motion carried.**

ACTION/DISCUSSION ITEMS:

ACTION ITEMS

Vice-Chairman Staaf informed those present that the Police Department was looking to hire a police lieutenant.

Supervisor Rynearson made a motion that the Board authorize the Manager and the Chief of Police to implement a search for candidates for the possible hiring of a police lieutenant, seconded by Supervisor Hartlaub. **Motion carried.**

Vice-Chairman Staaf then informed those present the Township had filled three position on the township's roadcrew. A road master and two labors.

Supervisor Rynearson asked Township Manager Michael Bowersox to give the names and salaries to be included in that motion.

Interim Manager Michael Bowersox then named Thomas Hartlaub as road master at an hour; Brandon King as a laborer at \$18.00 an hour; and Levi Rohrbaugh as a laborer at \$18.00 an hour.

Supervisor Rynearson made a motion that those three people be hired at the hourly rate suggested by Manage Bowersox, seconded by Supervisor Krysiak. **Motion carried.**

Vice-Chairman Staaf also informed those present that the township needed an office assistant.

Supervisor Rynearson asked that Township Manager Michael Bowersox give the name and salary for the candidate for the Office Assistant.

Township Manager Michael Bowersox informed the Board the name of Tonya Bulson would be the new office assistant at \$15.00 an hour. He also wanted to make those present aware that the township was filling vacancies.

Supervisor Rynearson made a motion that this candidate be hired at the salary that was indicated, seconded by Supervisor Krysiak. **Motion carried.**

DISCUSSION ITEMS

A. Chip & Seal – Contract 2020 – Re-bid or cancel

Township Manager Michael Bowersox explained that the Township had awarded a bid for chip and seal and generally when the township improves a road one year, the next year they chip seal them to ensure that the road has a longer service life.

He explained that the township got down to two road crew employees and they could not honor the contract so the choices were to cancel the contract and rebid it or hire if the township could hire people in time to do the work. He informed them by their actions tonight the township will be able to execute this project as planned.

B. Line Painting – 2020 – Joint bid ready to go – the week of August 24, 2020

Township Manager Michael Bowersox explained that line painting is done on an annual basis in the Township and again due to personnel shortages they were not able to execute the contract. He had spoken to representatives from the company who was awarded the bid to let them know the township might not be able to have the line painting done, but because of the Board's action line painting will be done this year. He will start the week of the 24 of August.

Supervisor Rynearson asked if the township was setup for the line painting and labor. Vice-Chairman Staaf replied that it didn't require it and that there was no real labor. Township Manager Michael Bowersox explained that a township employee needed to ride with the painter to show what roads were to be line painted. Their actions tonight added three more employees to the road crew, freeing a man up to do the ride along.

SUPERVISORS AND/OR PUBLIC COMMENTS: Vice-Chairman Staaf asked the Board and the public if they had anything to bring before the Board. Supervisor Hartlaub expressed his frustration of

fireworks going of near his home and other homes. He would like to see an ordinance that the township bans all fireworks. He was informed that the Township cannot pass an ordinance that conflicts with state law.

Jason Mangus spoke on the reason the neighbor in question had a fireworks display. He informed the Board that the residents of the neighborhood went together and paid for that display. He explained that where the display was set up was on common ground. The solicitor then explained it could be setup on common ground but the fireworks landing a someone property could cause a problem.

Supervisor Rynearson wanted to talk about the next meeting setup. Solicitor Tilley suggested holding the meeting on-line and here at the township. He explained that there is a raise hand feature for someone who wants to comment. Solicitor Tilley stated that the township has the link, which was setup in March.

Stevi Ennis asked if there was a way to submit questions before the meeting and was told that is part of the notice that will be on the website.

Laurel Bollinger asked if the senior neighbors would still be allowed to attend in person and was told they would.

NEXT SCHEDULED MEETINGS: Board of Supervisors Regular Meeting – Tuesday, August 18, 2020 at 7 p.m. with Supervisor Caucus at 6 p.m. Work Session Meeting – Thursday, September 3, 2020 at 7 p.m. with Supervisors Caucus at 6 p.m.

ADJOURNMENT: Supervisor Rynearson made a motion to adjourn the meeting at 7:40 p.m., seconded by Supervisor Krysiak. **Motion carried.**

Respectfully submitted,

Miriam Clapper, Secretary

Vice-Chairman