

1. Call to Order

The August Board of Supervisors' meeting for Heidelberg Township was held on Wednesday, August 2, 2023 at Porters Fire Company. The meeting was called to order at 6:00PM pm by Chairman Tim Hansen.

Those present:

Tim Hansen, Chairman
Matt Bollinger, Vice Chairman
Paul King, Supervisor
Tim Shultis, Solicitor

Katie Holmes, Secretary
Barbara Krebs, Manager
Judy Mustard, Office

Kurtis Sterner-IT Specialist and approximately 37 residents/members of the general public were present.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Acknowledgment of a quorum

Chairman Hansen acknowledged the declaration of a quorum.

4. Public Comment

Eagle Scout Noah Schneider gave a brief update on his project. Noah stated that the canopy is up, all fundraising is complete, the 2 tables and 2 benches have arrived & the plaque is set to arrive August 21, H&H is also scheduled to fix some canopy issues August 21 and then he will have his first workday spreading stone.

Peg Moulton, Laurel Woods Lane, discussed YCRTA. Peg presented to the BOS to consider a donation amount of \$500.00 to represent a membership to YCRTA used towards development of the trail and brought a map for all to look at.

Sandi Stine, Straw Acres, stated that she would be donating her 3 minutes of public comment to Meg Powell.

Meg Powell, 1200 Porters Road, spoke about processes and procedures and how the township is having unnecessary problems because one supervisor frequently disregards procedures. She quoted the PSAT handbook in her discussion pertaining to the roll of the Supervisor to work for the good of the township not the individual. Supervisor King takes an active role, he has overstepped his authority in several areas and some of his actions are having a profoundly negative impact on our township. Examples Meg spoke on were pertaining to the following: Code Enforcement complaints, Park Road Crews and other township employees, quote for services, false propaganda, and misuse of social media.

Chairman Hansen thanked Meg but stated that Solicitor Shultis advised that we cannot allow combining of minutes going forward.

Nick Gentile, 870 Iron Ridge Road, stated that he wanted to follow up on Paul King's meeting. Nick stated that they told Paul King that he needs to work with office staff and he hopes that that has happened to avoid the same stuff happening all over again.

Tara Wetzel, 330 Deagan Road, stated she also attended the road meeting Paul King hosted. Paul King encouraged them to go back to the 2018 meeting minutes because his statements were that Matt Bollinger wasn't a fan of tar and chip and then that he was a fan of tar and chip. Tara stated that she did review the minutes and that his statements were in fact false. Tara also spoke on the comment that the election in 2021 was stolen from her, that that is not the case and

that is not how she feels. She felt the election was fair and she was proud of how the election ran. We have started to see change from 2 of the 3 supervisors - transparency, honesty and ethics are important.

Ed Strausbaugh, 1580 Jacobs Mill Road, questioned the following agenda items:

17. Upcoming Meetings Zoning Hearing Board August 30, 2023,

14. Supervisors b. purchase a new lawn tractor has the comparison study been completed, reviewed, made public and available to the public?

14. Supervisors a. playground equipment are we getting grants or are the taxpayers funding that?

5. SEK 2021 Audit Presentation

Chairman Hansen stated that if there are any questions after the presentation, they are to be sent to Manager Krebs in writing for a response.

Jennifer Yeatts, Audit Manager of SEK, gave a summary presentation to the Board of Supervisors of the 2021 Audit Financial Statement and DCED Report. Ms. Yeatts also discussed 2 Audit letters, one dealing with communications (significant audit matters), the other is the Management Letter.

6. Approval of July BOS Minutes

Supervisor King stated that he has amendments to the minutes.

- Public Comment – under public comment first paragraph ending in 2019 and 2020 Audit should read this is the amendment Supervisor King motioned to amend the agenda was not seconded.

Solicitor Shultis' advice was to go through the changes requested and go back to the tape to see if they need to be changed, the Board can table the minutes until next meeting while staff reviews the tape in conjunction with comments.

- After the next sentence add at the end Supervisor King said subject matter is on the email
- After Nick Gentile statement at the end should read – supervisor king has lost his shit and should resign but he won't do that because it's always about him

Manager Krebs asked the Solicitor and Board of Supervisors if they want the minutes word for word, she highly suggests hiring a stenographer who can certify because we cannot certify them. Chairman Hansen stated we are not going to do that; these are action minutes. Supervisor King stated the minutes are supposed to provide anyone who comes to read them an understanding of what took place at the meeting, if I was called upon to resign anyone referring to the minutes should know that.

Next, after Bob Stine – said he would sign a petition to remove Paul King from office.

Supervisor King asked the Board to table approval of the July minutes until the amendments can be ascertained from the staff listening to the tape.

Chairman Hansen made a motion to table the approval of the July BOS Minutes for technical changes only, not commentary, seconded by Supervisor King. Motion passed 2-1. Vice Chairman Bollinger voted against.

Vice Chairman Bollinger stated that the staff is inundated with things to do, the meeting is up on the website for review for 14 days as well.

7. Communications

Chairman Hansen stated that there is a Tax Assessment Hearing for 801 Mountain Court.

8. Public Safety

Porters Fire Company

Captain Dean Warner gave the July 2023 Fire Report.

A discussion from the audience questioned fundraiser efforts/projects for the fire company in hopes the community could participate in them.

Northern York County Regional Police Department
Chief Lash gave the Police Report

John Jonstonbaugh asked about the 2023 Pension. Chief Lash stated as of January 1, 2023 actuarial they now funded at a level of 93%.

9. Planning /Zoning

Katie Holmes read the July Zoning Report. There were 5 permits issued and \$210.00 collected.

10. Code Enforcement

Supervisor King stated that 1870/1898 Smith Station are two separate owners and should be listed separately, 116/Jacobs Mill Road is not an address and an address needs to be there. Supervisor King made a motion to table accepting the report until changes are made. Vice Chairman Bollinger stated we do not need to take official action, we are just accepting the report. Chairman Hansen made a motion to accept the code enforcement officer's report as is with a note for Simon to change the addresses on the report. Seconded by Vice Chairman Bollinger. Motion passed 2-1. Supervisor King voted against.

11. Finance

Chairman Hansen made a motion, seconded by Vice Chairman Bollinger to approve the June Treasurer's Report and Bills Paid Report and Bills to be Paid Report. Motion passed 2-1. Supervisor King voted against.

General Fund- Checking

Beginning Balance	\$554,532.53
Revenue	\$105,339.45
Expenses	<u>\$204,679.11</u>
	\$455,192.87

South West PD Fund

Beginning Balance	\$42,412.59
Expenses	\$ 0.00
Ending Balance	\$42,412.59

COVID Relief Fund

Beginning Balance	\$204,705.83
Expenses	<u>\$ 1,563.96</u>
Ending Balance	\$203,141.87

State Fund Checking-Savings

Beginning Balance	\$279,803.80
Revenue	<u>\$ 2.30</u>
Ending Balance	\$279,806.10

Chairman Hansen made a motion, seconded by Vice Chairman Bollinger to accept the July Office/Maintenance Activity Report. Motion passed 3-0.

12. Highway, Roads and Streets

Chairman Hansen stated that the boom mowing has been completed, thank you to Jackson Township for loaning us the mower while ours is being fixed. We have received the grant for Sycamore Drive, the work is being scheduled. Vice Chairman Bollinger stated that Jackson Township has also agreed to supply 400 ton of fill dirt to Sycamore Drive as well. Chris Walker has passed his CDL License and will get the previously approved hourly rate increase of \$25.00/hour.

13. Solicitor

Vice Chairman Bollinger made a motion, seconded by Chairman Hansen to adopt Ordinance 2023-02 Cable Franchise Agreement. Motion passed 3-0.

Solicitor Shultis stated that at the Board's direction, staff put together suggestions on an Agenda Setting Process. It is not up for action tonight, it is in the packets for the Board's review and to bring your comments to Manager Krebs.

Solicitor Shultis discussed and provided the Rec/Board Committee Ordinance for review and comments. Please bring your comments back to Manager Krebs. Once there is a proposed Ordinance it will be available for public comment.

14. Supervisors

- a. Chairman Hansen made a motion, seconded by Vice Chairman Bollinger to ratify the actions of the proper officers of the township of advertising the Notice of the 2021 Audit. Supervisor King discussed who the proper officer is and questioned if anyone has come to the office to look at the Audit. Manager Krebs identified herself as the proper officer and Supervisor King questioned it should be the Secretary. Manager Krebs responded that no one has come in to look at the audit and it has been posted to the website. Motion passed 2-1. Supervisor King voted against.

Chairman Hansen made a motion, seconded by Vice Chairman Bollinger to ratify the actions of the proper officers of the township of the purchase of playground equipment in the amount of \$54,687.03, this motion authorizes the spending of an additional \$4,687.03 from COVID Funds. Supervisor King stated the contract was signed a week ago, that if we voted no the commitment to spend the money was already signed. Manager Krebs stated that she spoke to two of the three board members before signing the contract. Motion passed 2-1. Supervisor King voted against.

Chairman Hansen made a motion, seconded by Vice Chairman Bollinger to ratify the actions of the proper officers of the township issuing the Boy Scout an additional donation in the amount of \$1,281.00. Motion passed 3-0.

- b. Vice Chairman Bollinger made a motion, seconded by Chairman Hansen to authorize the purchase of a new lawn tractor in the amount of \$14,575.00 from COVID Funds. Supervisor King discussed the motion has no mention of the trade in, it is not on the agenda so you cannot amend the motion. Manager Krebs stated that the trade in value is listed on the quote. Motion passed 2-1. Supervisor King voted against.

Vice Chairman Bollinger made a motion, seconded by Chairman Hansen to authorize the purchase of a quick-cut saw in the amount of \$1,114.95 from COVID Funds. Motion passed 3-0.

- c. Supervisor King stated on 7/27 he held a Supervisor meeting at the Rec Park concerning Roads. There was a discussion of tar and chip vs paving. He encouraged attendees to look at Hobart Road.

Supervisor King stated his next meeting will be 8/12 at the Rec Park Pavilion at 2:00PM to discuss various ways to volunteer in the township

Supervisor King just wanted to make everyone aware of Carbon Capture issues and had brochures available for anyone with interest in the information.

John Johnstonbaugh questioned if the agenda was correct, stating Supervisor Meeting, is that just one supervisor or all three?

Tara Wetzel questioned if I can even be called a Supervisor Meeting?

Meg Powell questioned if it is not endorsed by the township how can Supervisor King is acting as a private citizen but taking advantage of his position as a Supervisor to broadcast this meeting?

Chairman Hansen told Supervisor King to make sure his meetings clearly states that only Mr. King is holding them and that they are not endorsed by the Township.

15. Old Business

Chairman Hansen stated the Comprehensive Plan has been posted to the website.

Chairman Hansen stated Matt Kern, DCNR Rep, requests that the swamp area be mulched and other trees for protection to help keep the ground wet. Vice Chairman Bollinger stated he spoke to Matt Kern, who is recommending mulching the trees and swamp area to keep the ground moist. He stated that he has no problem with looking in to mulching the areas based on Matt Kern's recommendation. Supervisor King stated we were offered a donation of mulch from several people. Chairman Hansen stated if people want to donate mulch to contact Manager Krebs. Manager Krebs stated we would start with one area.

16. Upcoming Meetings

Chairman Hansen stated that the Planning Commission Meeting was cancelled due to lack of business. The Zoning Hearing Board Meeting will be determined closer to the scheduled date.

17. Adjourn

Chairman Hansen made a motion seconded by Vice Chairman Bollinger to adjourn the meeting at 7:15PM. Motion passed 3-0.

Katie Holmes, Secretary