

The Greene Township Board of Supervisors held a Regular Meeting on Tuesday, February 22, 2022 at the Greene Township Municipal Building, 1145 Garver Lane, Chambersburg, PA 17202.

Present: Todd E. Burns Dan Bachman Lindsay Loney
 Travis L. Brookens Gregory Lambert
 Shawn M. Corwell Kurt Williams

Visitors: See list

The Chairman called the meeting to order at noon, advised that the meeting will be recorded for accuracy purposes and asked visitors to please sign in.

The Minutes of the Regular Meeting held February 8, 2022 shall stand approved as presented and become part of the official record.

The Chairman opened the floor for public comment. Sergeant Martin from the Pennsylvania State Police (PSP) stated that he would like to present a letter of accommodation to one of the supervisors. He proceeded to read the letter to the Board, which commended Supervisor Corwell for his “selfless service” at an incident on February 26, 2021. Supervisor Corwell overheard a call come in for a 9 year old male in cardiac arrest, and responded to the residence on his own accord. He performed CPR on the child and then drove his parents to the hospital in his personal vehicle. Sergeant Martin presented the letter to Supervisor Corwell and thanked him again for his service. He asked the Board if there was anything that PSP needed to address in the Township. The Chairman stated that the Township frequently receives complaints about speeding in development areas. Sergeant Martin responded that those calls can be pushed their way. They could set up a traffic check and site drivers for driving at an unsafe speed. The Board thanked Sergeant Martin for his services.

The Zoning Officer (ZO) presented a request for waiver of Greene Township Code 85-18.A and 85-20.A, which states that the map scale shall be no smaller than 1” = 100’, for the Wilson College 1 Lot Final Subdivision Plan. Due to the property’s size, the plan is shown at a scale of 1” = 700’. The Township Planner did speak in favor of the request being granted. On a motion by Shawn M. Corwell, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted to grant the waiver of Greene Township Code 85-18.A and 85-20.A for the Wilson College 1 Lot Final Subdivision Plan as presented.

The ZO presented the Wilson College 1 Lot Final Subdivision Plan, which proposes subdivision of approximately 39 acres from the larger portion of the property. The portion to be subdivided is bounded by the Conococheague Stream and will be conveyed to Menno Haven. A portion of the property is in the Borough of Chambersburg, and they have already approved the Plan. The property is in the R1 zoning district. The Plan has been reviewed by the Franklin County Planning Office with no comment. A copy of the Plan was provided to the Greene Township Municipal Authority, although it will not affect their facilities. A Non-Building Waiver was submitted to PA DEP. The Planner’s comments have been addressed. The Engineer stated it is a straight forward plan, and he has no comments. On a motion by Shawn M. Corwell, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted to approve the Wilson College 1 Lot Final Subdivision Plan.

The Engineer presented a request from Tycolbrit to reduce the stormwater bond for their 6 lot subdivision at the east end of Main Street, Fayetteville. The Engineer did inspect the site and found that most of the grading is complete, two of the houses have been constructed, all basins have been formed and the stormwater piping is done. He noted that because the site is not stabilized, the control measures of the basins are of a temporary nature and more work still needs to be done. The Engineer reviewed the

construction cost sheet provided by Tycobrit's planner and recommended only a 50% reduction for the basins, silt sock and skimmer due to the additional work that remains; his recommendation is to reduce the bond by \$93,967.00 and retain \$71,261.00. Supervisor Corwell asked how long the work is expected to take. The Engineer responded that the work is ongoing, but during the winter months the basins cannot be converted. He expects them to get back to that in the spring. Supervisor Corwell stated that he was asking because the Township has been holding some bonds for a number of years and he was wondering if it is possible to set a timeframe for the completion. The Solicitor responded that he believes the Board can set a limit, but he would have to research what that is. However if the Board feels that it is taking too long, the Township could call the bond and do the work themselves. Discussion ensued regarding old escrows that the Township is holding and it was recommended that they are reviewed annually by the Engineer and Treasurer. On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted to reduce the stormwater bond held for Tycobrit in the amount of \$93,967.00; the remaining bond amount held is \$71,261.00.

The Chairman presented a letter to PA DCED requesting a time extension for the Multimodal Transportation Fund grant received for the Grand Point/Parkwood and Kohler/Walker intersections. The Grand Point/Parkwood intersection is complete, but the Kohler/Walker intersection is still in process and will not be complete before the expiration of the grant. The request is to extend the grant through June 30, 2023. On a motion by Travis L. Brookens, seconded by Shawn M. Corwell, and by a vote of 3-0, the Board unanimously voted to authorize the Chairman to sign a letter to PA DCED requesting a time extension for the Multimodal Transportation Fund grant monies that were received.

The Chairman presented Greene Township Resolution 9-2022, authorizing the Township to participate in cooperative purchasing from qualified public procurement units in or out of the state of Pennsylvania. He explained that a similar resolution was passed at the reorganization meeting, but after reviewing the language it was discovered that it is outdated; specifically it refers to "local piggy back programs", and those programs have been replaced with Costars and other procurement units. The Solicitor added that the key phrase is the "public procurement unit", which is defined by the Commonwealth of Pennsylvania's Procurement Code. There are similar entities in other states, and this resolution is written in a way to allow the Township to purchase from those entities provided that they would meet the definition of a "public procurement unit" if they were located in Pennsylvania. He explained that each purchase would be looked at individually and would need approval by the Board; at that time, an evaluation can be made to determine if that bidding unit qualifies under the Commonwealth's Procurement Code. The Secretary asked the Solicitor if this resolution needs repassed each year, and noted that in the past a new "piggy back" resolution has been passed each year at the reorganization meeting. The Solicitor responded that it is not necessary to pass the resolution multiple times unless something changes. If the Board feels more comfortable doing it that way, they can but it is not necessary. A resolution does not need to be re-adopted unless it is being superseded by something else. On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted to adopt Greene Township Resolution 9-2022 as presented.

Supervisor Brookens presented a proposal from YSM for consulting services for the next phase of improvements at the Township Park. The proposal includes the design and engineering of the project, which consists of an adult fitness area, a synthetic turf multipurpose area and a possible field system. The total amount of the proposal is \$28,600.00; the idea is to complete the design and planning portion of the project this year to prepare for the work being done next year. On a motion by Shawn M. Corwell, seconded by

Todd E. Burns, and by a vote of 3-0, the Board unanimously voted to approve the proposal from YSM for consulting services for Phase III of the Township Park in the amount of \$28,600.00.

The Chairman announced that he would like to advertise for the receipt of bids for the following contracts: bituminous materials, crushed aggregate and paving and road equipment rental. On a motion by Shawn M. Corwell, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted to authorize the advertisement of the receipt of sealed bids for the following 2022 contracts: bituminous materials, crushed aggregate and paving and road equipment rental; those bids shall be received no later than March 21, 2022 at 3:00 pm Eastern Prevailing Time and will be opened at the regular meeting on March 22, 2022 at Noon Eastern Prevailing Time.

The Solicitor reminded the Board that the Public Hearing for Proposed Ordinance 2022-1 will be held on March 8, 2022 at 7:00 pm. He noted that he sent a draft letter to the Board regarding the MDJ reestablishment report for Franklin County. That letter needs to be submitted to the court administrator by this Thursday, and he felt it would be helpful to insert the number of new dwelling units in the pipeline. The Chairman stated that he received a draft letter from the Franklin County Council of Governments and it might be helpful for him to review that letter. He noted that his only comment to the Solicitor's draft is that it might be beneficial to add how the change will affect the Pennsylvania State Police; for example, software changes will need done to the computers in the cars, reports will need filed to different MDJs which could be confusing and troopers may need to drive further for court cases. The Solicitor stated that he will make some changes to the draft and email it back to the Board; the letter will need to be placed on Township letterhead before it is sent.

The Solicitor stated that the ZO sent him a ZHB application/appeal from Kevin Patterson, who is represented by Jeffrey Evans from Waynesboro. He is appealing the issuance of a land use permit for a 30' x 30' shed at 1500 Walker Road. There has been a long running dispute between these two neighbors. The Solicitor noted that as far as he is concerned, the land use permit was properly issued. The Board can choose to have him go before the ZHB to defend the issuance of the permit, but he recommends leaving it up to Mr. Huber to hire his own lawyer since he has a vested interest in the case. The Chairman agreed that Mr. Huber does need to show up in his own defense. Discussion ensued regarding exactly why Mr. Patterson has filed an appeal and what his arguments may be. The Solicitor noted that if the Board believes that Patterson's council will ask the ZO unrelated questions or use it as a platform for other grievances, he would like to be present to cut that off. The Board agreed that the Solicitor should be present to defend the ZO at the hearing.

The Solicitor reported that the hearing date for the HR Recycling zoning violation is March 29, 2022. The Board will hold an executive session prior to the next meeting on Monday, March 8, 2022.

On a motion by Travis L. Brookens, seconded by Shawn M. Corwell, and by a vote of 3-0, the Board unanimously voted to authorize the payment of invoices as follows: check numbers 30202 through 30218 and five ACH transactions to be paid from the general fund, check numbers 3808 through 3812 to be paid from the liquid fuels fund and check numbers 2255 and 2256 be paid from the electric light fund.

The Chairman adjourned the meeting at 12:59 pm.

Respectfully submitted,

Secretary