

The Peach Bottom Township **Board of Supervisors** met on **March 3, 2021** at 7:00 p.m. in the Municipal Office Building. Members present David Gemmill (Chair), Michael Kahl (Vice Chair) and Andrew Jarvis.

- **Motion** to accept the minutes as presented was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Mr. Judka objected to the “no comment” from the February Board of Supervisors Meeting minutes since it was a zoom meeting with restricted comments.

Public Comment

Chris Neumann, resident on Kilgore Road stated that the residents of the Township have received 3 pieces of bad news in recent months, tax increase, Penn Waste cancels curb side recycling and the Township discontinued recycle due to abuse.

He was unaware of the meeting concerning the decision and no alternatives were discussed. Supervisor Gemmill stated that the Township has been dealing with the abuse problem for the last several years. Other Townships have eliminated their recycle containers, Peach Bottom keep it going as long as possible. The road crew was paid overtime to smash down the dumpster on weekends.

Mr. Neumann requested the Supervisors discuss alternatives.

Sammy McConnell, Pikes Peak Rd, informed that Penn Waste cut the curb side recycling, not the Supervisors.

Bill Tenney, Ailes Rd suggested cameras be installed and prosecute the offenders.

New Business

Yearly Mowing Contract

Bids were accepted for the seasonal contract of Lawn/Field Maintenance for the Peach Bottom Township Municipal Park, Recreation Center, Municipal Complex, Cold Cabin Park and the Traffic Circle.

- Koermer Services - \$565.00
- Langrehr Property Services - \$618.00

- **Motion** to accept the 2021 mowing bid from Koermer Services was made by Supervisor Gemmill and 2nd by Supervisor Kahl, vote 3/0.

2021 Yearly Road Maintenance

- **Motion** to bid yearly stone, asphalt and road improvements to be opened at the April Supervisors meeting was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.

Subdivision & Land Development Plans

Connaghan / Smith – Broad Street Extd., Map BP Parcel 35, 102 acres

The Department of Environmental Protection Sewage Planning Module was presented for approval of a 1.99 acre dwelling lot.

- **Motion** to approve the DEP Sewage Planning Module for submittal was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Ordinances

Peach Bottom Township Sewage Inspection and Pumping Ordinance

A proposed amendment to Section 6 of the Ordinance was presented. This enables the Township to recoup costs incurred if a civil action is needed for compliance. If compliance is achieved prior to civil action, but all parties of the illegal transaction had to be notified to comply, a \$200.00 late fee is required.

- **Motion** to adopt the amendment to the Sewage & Pumping Ordinance was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Emergency Medical Services –

The Township attorney read a letter from Teddy Sizemore concerning an accident in 2018 which caused the death of his mother.

Jeff Judka, Split Rock Drive, informed that he responded to the accident and gave his synopsis of the incident.

Michael Smith, Slate Spring Road, stated that you shouldn't rely on Facebook, review the Township minutes on this issue, before they stir up the community. He asked the Supervisors why SYCEMS per-capita numbers kept changing and where did they get the numbers.

Supervisor Gemmill informed the room on funding for Southern York County Emergency Medical Services, consultants report, municipalities under the original 2014 contract, certified letters, number of board members, per-capita numbers, finances, equipment maintenance and replacement, number of calls, billing, multiple meetings, grants, overtime pay, unit location, and management. It would be nice to stay with SYCEMS, but multiple concerns have not been resolved.

Supervisor Gemmill introduced Barry Albertson & Mark Knaub from UPMC Community LifeTeam EMS to answer questions. Peach Bottom Township will have an ambulance with an EMT and Paramedic stationed at the municipal building 24/7. An EMT and Advanced EMT will be stationed in Chanceford Township Building with a paramedic coming from Red Lion when needed. The contract is for 5 years with a 3 year extension, which after 8 years will not even reach \$37.00 per capita.

Sammy McConnell asked how many employees work for SYCEMS. He was informed that currently there are 7 full time and 18 part-time employees.

Charlene Smith informed that 1 full time employee resigned and 4 employees went to part-time.

Chris Biddle added that SYCEMS services Harford County when needed, but Harford County rarely sends a paramedic to Pennsylvania. This is a rural area and SYCEMS is very dedicated to the area. Fix the problem do not throw it all out.

When asked, UPMC informed that it does have 4 wheel drive vehicles that can be allocated to this location.

Alex Crist questioned staffing a rural area, back-up units, and QRS. He was informed that Community Life Team does serve rural areas; those providers have to know their protocols and they will help with continuing education. Back-up units can relocate from

Brogue or Canadochly. The Quick Response Service can be licensed under Community Life or independently. They can provide medical direction, supplies and training. Mutual aid is mutual aid; Community Life Team will need help as much as Maryland will need help.

Mr. Crist questioned motions made concerning SYCEMS changes. He was informed it was discussed multiple times.

Joseph Strickler, Assistant Chief of the Delta-Cardiff Volunteer Fire Company does not think the change will enhance response time.

Cameron Ingool, resident and business owner stated that the community is willing the help; she can help with billing and collecting.

Billing was discussed.

Jeff Judka stated the number of staff supporting the SYCEMS is being misrepresented; we have volunteers that are not being taken into consideration.

Sammy McConnell, owner on Pikes Peak Rd, questioned management responsibility for SYCEMS.

Supervisor Gemmill informed that through the 5 years, the Township did not raise taxes in order to fund SYCEMS. Real Estate Taxes had not been raised for 21 years.

Cindy Siebel from the Star Paper asked if a meeting was held between the municipal attorneys, leaders and SYCEMS attorney to restructure or dissolve the organization.

The Township Attorney stated that a phone conversation was held with the SYCEMS attorney and Attorney Bupp, it was for informational purposes, no one was intentionally excluded. SYCEMS has to decide if they are going to dissolve.

Charlene Smith, owner on Delta Ridge Dr. questioned HAZMAT Activities - Agreements with Calpine, Exelon, Williams Transcontinental Gas, including Self-Contained Breathing Apparatus (SCBA). She was informed that UPMC does have specialty teams, and would acquire the needed certifications.

Jeff Judka informed that the Fire Company has specialty suits that will be needed by the ambulance company.

Joseph Strickler stated that if there is a call to the Peach Bottom Atomic Station, there are specialty ems requirements and gear.

Community Life Team stated that this is the first they have heard of this, but did cover TMI and will provide equipment and train for such a possibility.

Sharon Kahl, owner Delta Rd., informed that she went to many of the SYCEMS meetings, and does not understand why they could not have worked this out 2 years ago.

William Tenney, owner Ailes Rd. stated they need to resolve the ineffectiveness of the board before they move forward. He was informed that UPMC has a board of directors.

Daniel Blake, Chief Delta-Cardiff Volunteer Fire Company asked if their ALS unit carries ventilators and IV drip pumps. Yes, the equipment is with the medic.

Chris Biddle questioned handling of ALS calls without a paramedic and seeking answers to service issues.

Charlene Smith asked about coverage for the school district and was informed that a separate ambulance would be at that location under a separate agreement with SESD.

The agreement includes special events hours built into the contract.

Jeff Judka asks what happens if UPMC backs out, what is the penalty, we do not have anything else and why is the Township not following title 62 for bidding of services.

The attorney inserted that the contract is for an initial 5 years, if they default, there is no penalty provision, but we have the ability to sue for damages. He also informed that the Township is governed by the Second Class Township Code; personal and professional services are exempt from bidding, case law shows that ambulance services are professional services.

A meeting with State Representative Stan Saylor was mentioned.

Mark Knaub informed that Community LifeTeam services 80 plus municipalities, and the employees are very passionate and if awarded the coverage area, will bring the same passion and care they provide to the other municipalities. He has handled calls in Peach Bottom Township in his years of being a paramedic.

Barry Albertson inserted that they were asked to submit a proposal. What he hears is that the service is not the issue, but there is a huge problem that needs to be fixed. Can you put it back together and make it work; it cannot with an unyielding board that needs to be restructured. They came here in good faith to provide a service that will work with the Township budget and meet the community's needs.

Jeff Judka asked if the contract will be available for review by the residents.

The attorney informed that a contract that is not finalized is not open to the public, it is still under negotiations. Other municipalities are part of this contract and would have to approve the release.

- **Motion** to authorize advertisement of the Ordinance to approve the Intergovernmental Agreement with UPMC Community LifeTeam EMS was made by Supervisor Gemmill and 2nd by Supervisor Jarvis, vote 3/0.

Reports

Solicitor

- An Executive Session was requested to discuss litigation concerning Stoltzfus, Line Rd, Map AP Parcels 1, 1M, 1P, 1Q & 1R.
- Deutsche Bank, 7674 Woodbine Rd, Map 3 Parcel 152 – the septic OLM violation letter provided for 1 year to comply, which gives them until August of 2021. .
- Armstrong Cable Franchise Agreement
The 15 year agreement provided by Armstrong was reviewed. The attorney suggested eliminating the “American Arbitration Association” which is consistent with Fawn Township agreement. Under the current agreement, the Recreation Center and Township Complex receive free cable and basic television. Armstrong is non-inclusive, but they do control the lines.
Sammy McConnell and David Bilger Jr questioned Armstrong’s increased fees and the possibility of an alternate cable company providing service since Armstrong will not provide service in all areas of the Township.
 - **Motion** to move forward with a 5 year agreement, eliminating “American Arbitration Association”, providing free service to the locations noted in the 2014 agreement & adding Delta-Cardiff Volunteer Fire Company if not already provided under the borough agreement was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.
- Pendyrus Street & Atom Road intersection. – 49 Pendyrus Street, Map 8 Parcel 13A

A privacy fence is being constructed in the right of way and creating a dangerous site distance situation. A letter was sent in November of 2020 with no change in the fence location. An official zoning violation letter will to be sent to the property owner.

- Old Trading Post – 530 Aubel Rd., Map 1 Parcel 233
The restaurant was converted into a residence and is currently occupied without approval or permits. In response to the violation letter a law firm informed that an accident cause physical disability to the occupant, this needs be resolved with the property owner, not the occupant.
 - **Motion** authorizing the attorney to send a violation letter to the owner of 49 Pendyrus Street and to communicate with the owner of the Old Trading Post to resolve the violation was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.
- 1020 Hushon, Map AO Parcel
The property owner submitted a zoning permit application, but is in violation of the driveway ordinance. The owner had previously discussed a driveway permit with the road crew. Supervisor Kahl informed that the access location had been used as a field road. The attorney explained a preexisting use and abandonment of that use.
 - **Motion** requiring the property owner to comply with the driveway ordinance was made by Supervisor Jarvis and 2nd by Supervisor Gemmill, vote 2/1 Kahl

Treasurer

- General Fund - \$1,347,013.88
 - Liquid Fuels Fund - \$280,514.13
 - Sewage Fund - \$22,443.22
 - Recreation Fund – \$21,334.89
- **Motion** authorizing the payment of bills was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Volunteer Service Credit Program – Whiteford Volunteer Fire Company presented a tax credit list, but the points do not equal the 50 noted as the total. This issue is being investigated.

- **Motion** to approve the Whiteford Volunteer Fire Company list for the volunteer service credit and appoint the Secretary as the Designated Representative was made by Supervisor Gemmill and 2nd by Supervisor, Kahl, vote 3/0. .

Supervisors

For the past month the road crew has plowed snow, desalted equipment, plowed snow, mixes salt & antiskid, desalted equipment, plowed snow, repaired snow removal equipment and spread stone of dirt roads.

The tennis courts need crack repair and pickle ball lines have been requested. Supervisor Jarvis recommended the lines be painted on the basketball court next to the tennis court.

- **Motion** to move forward with tennis court crack repair and paint pickle ball lines on the basketball court was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.

William Tenney questioned the ball field signs and was informed that new signs have been acquired and will be installed.

Cameron Ingool thanked the road crew for their winter maintenance.

Cindy Siebel noted that the SYCEMS board made a motion to consider restructuring the board, why is Peach Bottom Township moving toward dissolution? A motion was made authorizing legal counsel & municipal leaders to communicate, has that happened? Supervisor Gemmill informed that this will be better service for the community. Solicitor Sharnetzka stated that legal council did have a phone conference. Attorney Malone was not excluded intentionally.

- **Motion** to adjourn the Supervisors Meeting to an Executive Session was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.
 - **Motion** to adjourn the Executive Session and reconvene the Supervisors Meeting was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.
 - **Motion** authorizing the attorney to send a letter to the owner of 680 Line Road concerning UCC, Home Occupation & Submission agreement violations was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.
- **Motion** to adjourn 10:25 p.m. was made by Supervisor Jarvis and 2nd by Supervisor Gemmill, vote 3/0.