

**YORK AREA UNITED FIRE AND RESCUE COMMISSION  
REGULAR MEETING**

**SEPTEMBER 21 2021  
APPROVED**

The York Area United Fire and Rescue Commission held a Regular Meeting on Tuesday, September 21, 2021 at 7:15 p.m.

**MEMBERS IN**

**ATTENDANCE:** Austin Hunt, Chairman  
Dan Rooney, Vice Chairman, Spring Garden Township  
Charles Wurster, Secretary, Springettsbury Township  
George Dvoryak, Springettsbury Township  
Tom Gwilt, Spring Garden Township  
John Inch, Manchester Township  
Lisa Wingert, Manchester Township

**ALSO IN**

**ATTENDANCE:** Daniel Hoff, YAUFR Chief  
Steve Hovis, Solicitor  
Lisa Einsig, YAUFR  
Paul Grubbs, YAUFR  
Les Rhoads, YAUFR Firefighter  
Sue Sipe, Stenographer

**1. CALL TO ORDER**

**A. Opening Ceremony**

1. Pledge of Allegiance

**HUNT** Chairman Hunt called the Regular Meeting to order. He led the Pledge of Allegiance.

2. Swearing in Ceremony

**HOFF** Chief Hoff led the Swearing in Ceremony. The loyalty oath was administered to:

Matthew Russ, Battalion Chief  
Austin Little, Firefighter  
Justin Poole, Firefighter

3. Recognitions

Chief Hoff presented the following recognitions:

Staff Sergeant John Mills for assistance on a motor vehicle accident  
Kevin Keough and Nicholas Serikstad for a clinical save  
Members of A-Shift and C-Shift were presented with Shift Citations for tropical storm responses.

**4. ANNOUNCEMENT OF EXECUTIVE SESSIONS**

**HUNT** Chairman Hunt announced there would be no Executive Session following the meeting.

**3. COMMUNICATION FROM CITIZENS**

There were no citizen comments.

**4. MANAGEMENT/ATTORNEY REPORTS**

A. Solicitor Hovis

**HOVIS** Attorney Hovis stated he had nothing to add to his report.

B. Daniel Hoff, Fire Chief

**HOFF** Chief Hoff stated they met with the Union regarding finalizing the Arbitration Award into a contract document. Both attorneys are reviewing it to assure there are no issues.

**5. ACCOUNTS PAYABLE**

A. Payable Listing as of August 31, 2021

**MS. WINGERT MOVED TO APPROVE THE PAYABLE LISTING AS OF AUGUST 31, 2021. MR. ROONEY WAS SECOND. MOTION UNANIMOUSLY CARRIED.**

**6. BIDS, PROPOSALS & CONTRACTS**

There were none.

**7. COMMUNICATION FROM COMMISSIONERS**

**DVORYAK** Mr. Dvoryak commented from Springettsbury Board of Supervisors in reaction to the budget proposal there have been concerns from some board members about the governance structure of YAUFR going back to the merger. It is surfacing now in terms of the concept of what has been seen in some municipalities, particularly Spring Garden, where there are open seats for commissioners that have not been filled. He noted recruiting volunteers to sit on those Boards is a challenge, and the way the governance structure is set up for YAUFR is to ask commissioners from each municipality to serve on the

Board, which may result in individuals agreeing to be on the Board who want to serve but have other responsibilities which may hinder their commitment. He noted the Springettsbury Board wants to propose a discussion on the governance structure for YAUFR.

Discussion was held regarding options for solutions to the issue.

**HUNT** Chairman Hunt acknowledged the discussion and encouraged Mr. Dvoryak to keep bringing it up for future discussion and resolution.

## **8. COMMITTEE REPORTS**

### **1. Volunteer Committee**

**GRUBBS** Mr. Grubbs stated a meeting is scheduled for September 22, 2021.

## **9. RESOLUTIONS AND AGREEMENTS**

### **2. 2021-06 Establishing a Cash Balance Plan with Pennsylvania Municipal Retirement System**

**HOVIS** Solicitor Hovis acknowledged the creation of a new plan and noted YAUFR is obligated to pursue the terms and conditions of the PMRS rules and regulations to formally adopt by resolution or create the pension plan. As noted in the resolution it is being created for the sole benefit of those firefighters of YAUFR who are bound by the Act 111 arbitration award recently awarded on August 9, 2021. Those Firefighters that it applies to are the former Spring Garden Township Firefighters or YAUFR firefighters hired after April 29, 2010.

**HUNT** Chairman Hunt referred to Section 7 – “YAUFR expressly agrees that it will fully fund any pension liability before selling off substantially all its assets with which it can generate income.”

**HOVIS** Solicitor Hovis further explained it applies to the extent if ever at some point in time they would dissolve the department. Currently the agreement indicates the assets are distributed in accordance with the proportionate contribution of the municipalities. This agreement says, before the monies are distributed to the municipalities, funding is required for any pension obligation.

**HUNT** Chairman Hunt indicated his understanding is the contributions are made bi-weekly so there is no accrued liability.

**HOVIS** Solicitor Hovis stated yes to the extent of the cash balance plan there would not be a huge accrued liability of the dissolution but rather some small portion.

**MR. DVORYAK MOVED FOR THE ADOPTION OF RESOLUTION 2021-06 ESTABLISHING A CASH BALANCE PLAN WITH PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM. MS. WINGERT WAS SECOND. MOTION WAS UNANIMOUSLY CARRIED.**

**A. PMRS Cash Balance Plan Adoption Agreement**

**HUNT** Chairman Hunt indicated this is the actual state form that creates the details of the plan.

**HOFF** Chief Hoff stated the document for this plan mirrors the Manchester Township cash balance plan, noting there are several differences due to the plan for Manchester Township was for a new start-up with no previous employees so there was no transfer of existing 401 monies. This will actually involve the employees transferring their monies from their ICMA accounts to the cash balance plan. The difference is when the Manchester Twp. plan was set up it was for quarterly contributions instead of bi-weekly.

**MS. WINGERT MOVED FOR THE ADOPTION OF THE PMRS CASH BALANCE PLAN ADOPTION AGREEMENT. MR. ROONEY WAS SECOND. MOTION WAS UNANIMOUSLY CARRIED.**

**10. ACTION ON MINUTES**

**A. Approval of Minutes – August 17, 2021 – Fire Commission Meeting**

**MR. GWILT MOVED TO APPROVE THE MINUTES OF AUGUST 17, 2021 AS SUBMITTED. MR. DVORYAK WAS SECOND. MOTION WAS UNANIMOUSLY CARRIED.**

**11. OLD BUSINESS**

There was no old business.

**12. NEW BUSINESS**

There was no new business.

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**13. ADJOURNMENT**

**HUNT** Chairman Hunt adjourned the meeting at 8:06 p.m.

Respectfully submitted,

*Signature on file at YAUFRC Headquarters*

Charles Wurster  
Secretary  
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