

**MINUTES  
BOARD OF COMMISSIONERS' PUBLIC MEETING  
MAY 16, 2011**

**CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:**

The Penn Township Board of Commissioners met in a regular session on Monday, May 16, 2011 at the Penn Township Municipal Building. President Prieber called the meeting to order at 7:00 P.M. with a roll call of members. Present were Commissioners Prieber, Heilman, Goldsmith, Rewa and Felix. Also present were Solicitor Tilley, Manager Garvick, Police Chief Rhodes, and Township Engineer Bortner.

**PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:**

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

**ANNOUNCEMENTS:**

President Prieber announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

**APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:**

The minutes of the April 18, 2011 meeting of the Board of Commissioners were approved as submitted.

**PRESENTATION OF 2010 POLICE DEPARTMENT AWARDS:**

Chief Rhodes, President Commissioner Prieber and Public Safety Chairman Felix presented the Police Department's 2010 awards.

Safe Driving awards were presented to Officer Bryant McCusker and Officer John Carbaugh for five years without an accident, and Sergeant Corey Merewede for ten years without an accident.

Officers Bryant McCusker and Joseph O'Brien received the Traffic Safety Achievement award.

Officer Joshua Bowers from the West Manheim Police Department received the Meritorious Service award, which is given to someone who aids a Penn Township Police Officer or the department.

Officers John Carbaugh and Steve Gebhart received the award for Achievement.

Officer Eric Zumbrum received the Chief's Commendation award.

Officer Eric Zumburum was presented the Officer Of The Year award for 2010, which is voted on by the members of the department.

Police Chief Rhodes was presented a thirty-five year service pin from President Commissioner Prieber.

**PERSONS TO BE HEARD CITIZENS COMMENTS:** None.

**TOWNSHIP REPORTS - STANDING COMMITTEES:**

Public Safety Committee - Commissioner Felix:

Commissioners Felix/Goldsmith moved to authorize a \$500 donation to the York County Children's Advocacy Center. Motion unanimously carried.

Personnel Committee - Commissioner Heilman:

Commissioners Heilman/Goldsmith moved to appoint Steven Kimmey, II as a student intern for the police department for the summer of 2011. Motion unanimously carried.

Commissioners Heilman/Goldsmith moved to dismiss John Beil as a member of the Penn Township Zoning Hearing Board, and declare a vacancy. Motion unanimously carried.

Commissioners Heilman/Goldsmith moved to appoint Robert Garrett to the Penn Township Planning Commission, said term to expire May 2015. Motion carried on a 4-1 vote with Commissioner Heilman casting the dissenting vote.

Commissioners Heilman/Goldsmith moved to appoint I. David Colgan to the Penn Township Zoning Hearing Board, said term to expire January 2013. Motion unanimously carried.

Commissioners Heilman/Goldsmith moved to accept the resignation of William Russell from the Penn Township Civil Service Commission effective immediately. Motion unanimously carried.

Finance Committee – Commissioner Heilman:

Commissioners Heilman/Goldsmith moved to approve Township warrants in the amount of \$2,373,045.39. Motion unanimously carried.

Commissioners Heilman/Goldsmith moved to adopt Ordinance No. 723 rescinding Ordinance No. 722 the Local Economic Revitalization Tax Assistance program providing for tax exemption at 17 Industrial Drive. Motion carried 5-0 on a roll call vote.

Commissioners Heilman/Goldsmith moved to rescind the joint materials chemical bid awarded on March 23, 2011 to Coyne Chemical as the product bid does not meet the bid specifications. They further moved to award the bid, effective April 1, 2011, for potassium permanganate to the lowest bidder capable of supplying the specified material, Brenntag Northeast, Inc. at a bid price of \$285.75 per cwt. They further moved to authorize the Manager to proceed against both Coyne Chemical and North Industrial Chemical by drawing

upon the performance bonds provided by each company in an amount equal to the additional cost of utilizing the material supplied by Brenntag Northeast, Inc. Motion unanimously carried.

Public Works Committee – Commissioner Goldsmith:

There were no additions or changes to the Engineer's Report.

Planning & Recreation Committee – Commissioner Felix:

Commissioners Felix/Goldsmith moved to approve a request dated April 6, 2011 from Hanover Land Services requesting a waiver of the landscape and bufferyard requirements for the Hanover Fraternal Order of Eagles land development plan. Motion unanimously carried.

Commissioners Felix/Goldsmith moved to adopt Ordinance No. 724 accepting land for recreation area in the Whispering Run Subdivision. Motion carried 5-0 on a roll call vote.

There were no additions or changes to the Zoning Officers Report.

The following subdivision and land development plans were formally filed:

P11-07 – Snyder's-Lance, Inc. Research and Development Center

Commissioners Felix/Goldsmith moved to approve the following subdivision and land development plans:

P11-03 – Hickory Falls Family Entertainment Center

P11-06 – Hanover Fraternal Order of the Eagles parking lot addition

Motion unanimously carried.

Commissioners Felix/Goldsmith moved to approve the following extension requests that will expire on August 15, 2011:

P01-28 – High Point @ Rojen Farms

P03-30 – Mustang Pointe

P08-14 – National Barn

P10-17 – South Western School District Breezewood Drive Subdivision

Motion unanimously carried.

Health & Sanitation – Commissioner Rewa:

Commissioners Rewa/Goldsmith moved to adopt the Water Shut Off/Sewer Invoice Adjustment Policy. Motion carried on a 4-1 vote with Commissioner Heilman casting the dissenting vote.

Commissioners Rewa/Goldsmith moved to adopt Resolution No. 761, revising the official sewage facilities plan to include Lot 108 in the High Point North Subdivision Plan. Motion unanimously carried.

**MANAGERS REPORT:** There were no additions/corrections to this report.

**OLD BUSINESS:** None.

**NEW BUSINESS:** None.

**CITIZEN'S QUESTIONS TO THE BOARD REGARDING DISCUSSION ITEMS:** None.

**QUESTIONS FROM PRESS:**

Questions from the press were received and answered.

**ADJOURNMENT:**

There being no further business to come before the Board, Commissioners Rewa/Goldsmith moved for adjournment at approximately 7:20 P.M. Motion unanimously carried.

Respectively submitted,

Kristina J. Rodgers  
Township Secretary