

**MINUTES  
BOARD OF COMMISSIONERS' PUBLIC MEETING  
MAY 18, 2009**

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

The Penn Township Board of Commissioners met in a regular session on Monday, May 18, 2009 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 Preiber, Heilman, Rewa and Felix. Commissioner Goldsmith was absent with notice. Also present were Solicitor Tilley, Manager Garvick, Police Chief Rhodes, and 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.

**PRESENTATION:**

On behalf of the Penn Township Board of Commissioners, President Prieber accepted a \$1700 donation from Nevin Baumgardner, representing the Hanover Eagles Aerie 1406. President Prieber also accepted a \$465 donation from Keith Lukens representing the newly formed Eagle Riders for Hanover and Penn Township. The funds are to be used for the Penn Township Child Abuse Prevention program.

**MEMORIAL RESOLUTIONS:**

President Prieber read the following:

“Whereas, the Board of Commissioners of Penn Township, York County, Pennsylvania, sorrowfully notes the passing of Leroy W. Snyder, Sr. on April 23, 2009; and Whereas, Leroy W. Snyder, Sr. was a faithful and dedicated volunteer member of the Township’s Civil Service Board for more than 32 years; and Whereas, he willingly and enthusiastically gave of his time and efforts to assist in the testing, grading, interviewing and preparing lists of civil service applicants on behalf of the Township; and Whereas, on this occasion the Board of Commissioners deem it highly desirable and befitting to record the Township’s appreciation of him. Now Therefore, Be It Resolved, that the Penn Township Board of Commissioners express its deepest sympathy to the family of Leroy W. Snyder, Sr.; and Be It Further Resolved, that a copy of this Resolution be attached to and become a part of the minutes of this meeting as a permanent record. Resolved, this 18<sup>th</sup> day of May 2009.”

President Preiber then read the following:

“Whereas, the Board of Commissioners of Penn Township, York County, Pennsylvania, sorrowfully notes the passing of Philip P. Stegos on March 16, 2009; and Whereas, Phil Stegos was a faithful and dedicated member of the Grangeville Volunteer Fire Company, serving as President for 14 years; and Whereas, he capably served as the Penn Township Emergency Management Coordinator for over 5 years; and Whereas, he willingly gave his time and talent to voluntarily serve as a member of the Township’s Zoning Hearing Board for 3 years; and Whereas, on this occasion the Board of Commissioners deem it highly desirable and befitting to record the Township’s appreciation of him. Now Therefore, Be It Resolved, that the Penn Township Board of Commissioners express its deepest sympathy to the family of Philip P. Stegos; and Be It Further Resolved, that a copy of this Resolution be attached to and become a part of the minutes of this meeting as a permanent record. Resolved, this 18<sup>th</sup> day of May 2009.”

Commissioners Heilman/Felix moved to adopt the Memorial Resolutions for Leroy Snyder and Philip Stegos. Motion carried.

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

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

The minutes of the April 20, 2009 meeting of the Board of Commissioners were approved as submitted.

**TOWNSHIP REPORTS - STANDING COMMITTEES:**

Public Safety Committee - Commissioner Felix:

Commissioners Felix/Rewa moved to approve a request dated April 14, 2009 from Bon Ton Builders for a temporary waiver of the residential street lighting requirements for the property at 620 Locust Street. Motion carried.

Personnel Committee - Commissioner Heilman:

Commissioners Heilman/Felix moved for the appointment of Sergeants Jedediah Shearer and Corey Merewede from probationary sergeant to regular status. Motion carried.

Finance Committee – Commissioner Heilman:

Commissioners Heilman/Felix moved to approve Township warrants in the amount of \$887,081.44. Motion carried.

Commissioners Heilman/Felix moved to approve a request dated April 7, 2009 from the Boy Scout Troop 110 of Hanover for a waiver of the sign permit fees to advertise their mulch sale. Motion carried.

Commissioners Heilman/Felix moved to approve a request dated May 4, 2009 from the Hanover Cyclers for a waiver of the sign permit fee to place banners at their

time station from June 24 through June 29, 2009. Motion carried.

Public Works Committee - Commissioner Rewa

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

On Monday, May 18, 2009, the following bids were opened and publicly read aloud by Administrative Assistant Kristina Rodgers for a wide format imaging system:

<u>Bidder</u>	<u>Bid Amount</u>	<u>Bid Bond</u>
Engle Business Systems 130 Eisenhower Drive Hanover, PA 17331	Opt 1. \$13,220 Opt 2. \$13,220	Yes
Print O Stat 1011 West Market Street York, PA 17404	Opt 1. \$13,256 Opt 2. \$14,856	Yes
G & H Service Company 1401 East Market Street York, PA 17402	Opt 1. \$17,275.50 Opt 2. \$17,275.50	Yes
Higher Information Group 400 North Blue Ribbon Ave Harrisburg, PA 17112	Opt 1. \$23,995 Opt 2. \$26,540	Yes
Oce North America, Inc. 100 Sterling Parkway Suite 106 Mechanicsburg, PA 17055	Opt 1. \$19,853.28 Opt 2. \$17,929	Yes

Commissioners Rewa/Felix moved to award the wide copier format bid to Engle Business Systems, Hanover, PA for a bid price of \$13,220. Motion carried

Planning & Recreation Committee – Commissioner Felix:

Commissioners Felix/Heilman moved to approve a request dated April 24, 2009 from South Hanover Partnership LP for a waiver of a portion of the sidewalk requirements for the South Hanover Shopping Center. Motion carried.

Commissioners Felix/Heilman moved to approve a request dated April 9, 2009 from C.S. Davidson for a temporary waiver of the curb and sidewalk requirements for ESAB Welding and Cutting Products land development plan. Motion carried.

Commissioners Felix/Heilman moved to deny a request dated April 13, 2009 from A2Z Sports for a waiver of the land development requirements to install a pole building addition of 26' x 32'. Motion carried.

Commissioners Felix/Heilman moved to deny a request dated April 17, 2009 from McNees Wallace and Nurick for a waiver of the land development requirements to install a communications antenna on Beck Mill Road. Motion carried.

There were no additions to the Zoning Officers Report.

The following subdivision plans were formally filed:

P09-08 – Wilson Avenue Medical Center  
P09-09 – Verizon Wireless Bittering Site

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

P09-06 – ESAB Welding and Cutting Products - 2009  
Motion carried.

Commissioners Felix/Heilman moved to approve the following extension requests that will expire on August 17, 2009:

P01-28 – High Pointe @ Rojen Farms  
P02-28 – Gateway Hanover  
P03-20 – Wallen Tract Apartments/Southwest Crossing  
P03-30 – Mustang Pointe  
P05-15 – Avion  
P08-14 – National Barn  
Motion carried.

#### Health & Sanitation – Commissioner Rewa

Commissioners Rewa/Felix moved to adopt Ordinance No. 699 requiring all residents within Penn Township to utilize the services of a Township approved waste and refuse hauler. Motion carried on 4-0 roll call vote.

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

**OLD BUSINESS:** None

**NEW BUSINESS:** None

#### **CITIZEN'S QUESTIONS TO THE COMMISSIONERS REGARDING DISCUSSION ITEM:**

Jonathan Andrews McNees Wallace, & Nurick questioned why the waiver request submitted on behalf of the Verizon Wireless for the Danner property was not approved even though the Planning Commission recommended approval. Manager Garvick informed Mr. Andrews that there were certain issues that the Board wanted to review with regards to the site. The only way they could review them was with a land development plan.

Bari Hamed, representing A to Z Sports, wanted clarification for why his request for a waiver of a land development plan was denied for Baltimore Street. He had offered to make concessions for developing the lot in order to get a waiver. Manager

Garvick explained that previous land development waiver requests had been denied for the property and there may be certain improvements on the property that are not on any approved land development plan.

**QUESTIONS FROM PRESS:** Questions from the press were received and answered.

**ADJOURNMENT:**

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

Respectively submitted,

Kristina J. Rodgers  
Township Secretary

## MEMORIAL RESOLUTION

WHEREAS, the Board of Commissioners of Penn Township, York County, Pennsylvania, sorrowfully notes the passing of LEROY W. SNYDER, SR. on April 23, 2009; and

WHEREAS, LEROY W. SNYDER, SR., was a faithful and dedicated volunteer member of the Township's Civil Service Board for more than 32 years; and

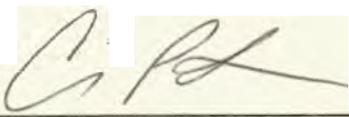
WHEREAS, he willingly and enthusiastically gave of his time and efforts to assist in the testing, grading, interviewing and preparing lists of civil service applicants on behalf of the Township; and

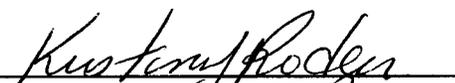
WHEREAS, on this occasion the Board of Commissioners deem it highly desirable and befitting to record the Township's appreciation of him.

NOW THEREFORE, Be It Resolved, that the Penn Township Board of Commissioners express its deepest sympathy to the family of LEROY W. SNYDER, SR.; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be attached to and become a part of the minutes of this meeting as a permanent record.

RESOLVED, this 18<sup>th</sup> day of May 2009.

By:   
Craig M. Prieber, President

Attest:   
Kristina J. Rodgers, Secretary

## MEMORIAL RESOLUTION

WHEREAS, the Board of Commissioners of Penn Township, York County, Pennsylvania, sorrowfully notes the passing of PHILIP P. STEGOS on March 16, 2009; and

WHEREAS, Phil Stegos was a faithful and dedicated member of the Grangeville Volunteer Fire Company, serving as President for 14 years; and

WHEREAS, he capably served as the Penn Township Emergency Management Coordinator for over 5 years; and

WHEREAS, he willingly gave his time and talent to voluntarily serve as a member of the Township's Zoning Hearing Board for 3 years; and

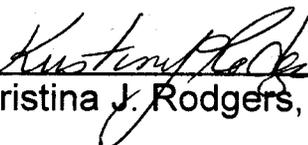
WHEREAS, on this occasion the Board of Commissioners deem it highly desirable and befitting to record the Township's appreciation of him.

NOW THEREFORE, Be It Resolved, that the Penn Township Board of Commissioners express its deepest sympathy to the family of PHILIP P. STEGOS; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be attached to and become a part of the minutes of this meeting as a permanent record.

RESOLVED, this 18<sup>th</sup> day of May 2009.

By:   
Craig M. Prieber, President

Attest:   
Kristina J. Rodgers, Secretary