

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
JUNE 21, 2004**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, June 21, 2004 at the Penn Township Municipal Building. President Rishel called the meeting to order at 7:00 P.M. with a roll call of members. Present were Commissioners Rishel, Dubbs, Klunk, Stauffer and Johnson. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner and Zoning Officer Menges.

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 Rishel 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.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Louise Geppi, 167 Windsor Court, asked if something could be done about the electric fence that was installed in a neighbor's front yard along Windsor Court because she feels it presents a danger to the community. The owner of the fence did acquire the applicable permits before installing the fence.

Solicitor Tilley informed the complainant that even though the Township is not able to do anything about the condition because there is no law or ordinance against the fence the affected neighbors could seek the advice of legal counsel and take action against the neighbor for creating a hazardous condition in the neighborhood.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETINGS:

The minutes of the Board of Commissioners May 17, 2004 meeting were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Klunk

Commissioners Klunk/Stauffer moved to approve Township warrants in the

amount of \$1,130,061.82. Commissioner Klunk abstained from warrants for vendor #60. Commissioner Rishel abstained from warrants for vendor #162. Motion carried.

Commissioners Klunk/Stauffer moved to approve a request dated May 24, 2004 from Buckley Chiropractic for a waiver of sign permit fees. Motion carried.

Commissioners Klunk/Stauffer moved to approve a request dated May 13, 2004 from Nine is Enough for a waiver of sign permit fees. Motion carried.

Commissioners Klunk/Stauffer moved to approve a request dated April 10, 2004 from Jefferson Volunteer Fire Company for a waiver of sign permit fees. Motion carried.

Commissioners Klunk/Stauffer moved to adopt Resolution No. 596, adopting a cafeteria health plan. Motion carried.

Commissioners Klunk/Stauffer moved to adopt Ordinance No. 614 adopting a firefighters pension plan document. Motion carried on a 5-0 roll call vote.

Public Works Committee - Commissioner Klunk

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

On Monday, June 21, 2004, the following bids were opened and publicly read aloud by the Township Secretary, Kristina Rodgers, for the 2004 paving bids:

<u>Bidder</u>	<u>Bid Amount</u>
Henson Paving 525 N. Wilson Avenue Hanover, PA 17331	\$15,533.00
C.E. Williams & Sons, Inc. 1141 Highland Avenue Gettysburg, PA 17325	\$16,694.00
Kinsley Construction, Inc. 2700 Water Street P.O. Box 2886 York, PA 17405	\$9,084.50
Stewart & Tate, Inc. 950 Smile Way York, PA 17404	\$9,287.00

Commissioners Klunk/Dubbs moved to award the 2004 paving bids to Kinsley Construction, York, PA for bid price of \$9,084.50. Motion carried.

On Monday, June 21, 2004, the following bids were opened and publicly read aloud by the Township Secretary, Kristina Rodgers, for a leaf loader:

<u>Bidder</u>	<u>Bid Amount</u>
Old Dominion Brush Co. 5118 Glen Alden Drive Richmond, VA 23231	\$14,643.00
Stewart & Amoss Paxton at 27 th Street Harrisburg, PA 17111	\$16,450.00

Commissioners Klunk/Dubbs moved to award the leaf loader bid to Old Dominion Brush Company, Inc., Richmond, VA for a bid price of \$14,643.00. Motion carried.

Planning & Recreation Committee – Commissioner Dubbs

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

Commissioners Dubbs/Johnson moved to approve a request dated May 4, 2004 from Todd G. Sager for a waiver of a land development plan for the Loyal Order of Moose. Motion carried.

Commissioners Dubbs/Johnson moved to adopt Ordinance No. 612, the Uniform Construction Code. Motion carried on a 5-0 roll call vote.

Commissioners Dubbs/Johnson moved to adopt Ordinance No. 613 authorizing an intergovernmental cooperation agreement for a Joint Board of Appeals in conjunction with the Uniform Construction Code. Motion carried on a 5-0 roll call vote.

The following subdivision and land development plans were formally filed:

P04-07 – Precision Cut Industries
P04-08 – Woodland Development, Inc.

There were no subdivision and land development plans submitted for approval.

Commissioners Dubbs/Johnson moved to approve the following extension requests that will expire on September 20, 2004:

P02 - 18 – Martin's Ridge

P02 - 22 – Whispering Run
P02 - 23 – Anita M. Stein
P03 - 06 – Brookside Heights
P03 - 07 – Miriam Runkle
P03 - 30 – Mustang Pointe
Motion carried.

Commissioners Dubbs/Johnson moved to approve the following extension request that will expire on July 19, 2004:

P03-21 – Columbia Cottage
Motion carried.

Personnel Committee - Commissioner Dubbs

Commissioners Dubbs/Johnson moved to accept Jeffrey L. Schuchart and Kevin Fuhrman into the Non-Uniformed Pension Plan effective June 1, 2004 and Connie Kaehler into the Non-Uniformed Pension Plan effective June 13, 2004. Motion carried.

Health & Sanitation - Commissioner Johnson

Commissioner Johnson had nothing to report.

Public Safety Committee - Commissioner Stauffer

On Monday, June 7, 2004, the following bids were opened and publicly read aloud by the Township Manager, Jeffery R. Garvick, for a renovation (option a) and/or addition (option b) of the police department:

	<u>Option A</u>	<u>Option B</u>
<u>Bidder</u>	<u>Bid Amount</u>	<u>Bid Amount</u>
General Contractor		
ECI Construction Dillsburg, PA	\$241,777.00	\$498,742.00
Lobar Associates Dillsburg, PA	\$253,500.00	\$590,000.00
McCoy Brothers Carlisle, PA	\$266,200.00	\$544,500.00

HVAC Contractor

Walton & Company York, PA	\$14,997.00	\$59,324.00
Williams Service York, PA	\$18,650.00	\$41,825.00
Davidson H&C Hanover, PA 17331	\$23,700.00	\$60,610.00
Plumbing Contractor		
Davidson H&C Company Hanover, PA	\$33,480.00	\$56,480.00
Carl Frantz Biglerville, PA	\$34,434.00	\$51,491.00
Walton & Company York, PA	\$39,464.00	\$60,985.00
Electric Contractor		
Hulls Electric Gettysburg, PA	\$20,150.00	\$41,950.00
Lobar, Inc. Dillsburg, PA	\$24,900.00	\$53,450.00

Commissioners Stauffer/Klunk moved to award option A, the renovation of the police department to the following: general contractor, ECI Construction, Dillsburg, PA for a bid price of \$241,777; HVAC, Walton & Company, York, PA, for a bid price of \$14,997; plumbing contractor, Davidson H& C Company, Hanover, PA, for bid price of \$33,480; and electric contractor, Hulls Electric, Gettysburg, PA for bid price of \$20,150. The total bid price of the project is \$310,404. Motion failed on a 2-3 vote.

Commissioners Johnson/Dubbs moved to award option B, the renovation and addition of the police department to the following; general contractor, ECI construction, Dillsburg, PA for a bid price of \$498,742; HVAC, Williams Service, York, PA, for a bid price of \$41,825; plumbing contractor, Carl Frantz, Biglerville, PA for a bid price of \$51,491; and the electric contractor, Hulls Electric, Gettysburg, PA for a bid price of \$41,950. The total bid price of the project is \$634,008. After much discussion and debate the motion carried on a 3-2 vote.

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

OLD BUSINESS: None.

NEW BUSINESS:

Commissioners Dubbs/Johnson moved to adopt Resolution No. 595, amending the fee schedule for permits and services provided by Penn Township. Motion carried.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Dubbs/Stauffer moved for adjournment at approximately 7:28 P.M. Motion carried.

Respectively submitted,

Kristina J. Rodgers
Township Secretary