

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
JULY 19, 2010**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, July 19, 2010 at the Penn Township Municipal Building. Vice-President Heilman called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Heilman, Goldsmith, Rewa, and Felix. Commissioner Prieber was absent with notice. Also present were Solicitor Tilley, Manager Garvick, Police Chief Rhodes 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:

Vice-President Heilman 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: Patricia Mount joy, 829 Logan Lane, requested clarification about the legal height of flowers in her yard. She interpreted a recent article in the newspaper to say that the height limit applies to grass, weeds, and flowers. She was informed that the maximum height of ten inches is for weeds and grass and not for flowers. She also wanted clarification on the brush and limb collection requirements and where it can be disposed of when there is not a collection. She was informed that residents can take material to H & H General Excavating located on the Old Hanover Road in Spring Grove for disposal of brush and limbs. She expressed her gratification with living in Penn Township but expressed frustration with getting rid of yard waste. She suggested that the Board considered this at some future time. Commissioner Heilman stated they would take it under advisement.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

The minutes of the June 21, 2010 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Public Safety Committee - Commissioner Felix:

Commissioners Felix/Goldsmith moved to approve a revised agreement authorizing Penn Township Police Department's participation in the York County Quick Response Team. Motion carried.

Commissioner Felix noted that the Hanover Night Out Event would be held on August 3 at the South Western High School. The program was moved from the Community Park to South Western to accommodate a larger crowd.

Commissioner Felix announced that an Emergency Management Director has been selected and the name will be released to the public after all approvals from the county and state agencies are received. Commissioner Felix thanked all those individuals that submitted applications for the position.

Personnel Committee - Commissioner Heilman: Commissioner Heilman had nothing to report.

Finance Committee – Commissioner Goldsmith:

Commissioners Goldsmith/Rewa moved to approve Township warrants in the amount of \$1,945,057.29. Motion carried.

Commissioners Goldsmith/Rewa moved to approve a policy establishing requirements for requesting temporary sign fee waivers. Motion carried.

Commissioners Goldsmith/Rewa moved to approve Resolution No. 739 authorizing the Township's participation in an equipment lease agreement with M & T Bank. Motion carried. Solicitor Tilley explained the procedure that will occur with the lease including the solicitor review and opinion.

Commissioners Goldsmith/Rewa moved to waive the building permit fees for the construction of the Penn Township salt storage facility. Motion 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 for a waiver of the land development and construction permit fee requirements for the Waste Water Treatment Plant upgrade. Motion carried.

Commissioners Felix/Goldsmith moved to authorize an application for PA DCNR Growing Greener 2 Funds for construction of the Hanover Trolley Trail to Gitts Run Road. Motion carried.

Commissioners Felix/Goldsmith moved to authorize the execution of a non-conflict of interest letter in order to allow the Township Solicitor, Walter A. Tilley, III, to represent both buyer and seller regarding the sale of recreation land along Cardinal Drive. Motion carried.

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

The following subdivision and land development plans were formally filed:
P10-08 – Solar Panel Layout (Snyder's of Hanover)

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

P10-04 – G. Alan & Lona I. Bridenbaugh
P10-05 – Paradise Congregation of Jehovah's Witness
Motion carried.

Commissioners Felix/Goldsmith moved to approve the following extension requests that will expire on October 18, 2010:

- P03-03 – Bowman Tract Apartments
 - P04-25 – South Heights
 - P04-26 – Stonewicke
 - P06-23 – Brookside Avenue Townhouses
 - P07-27 – Sterling Brown
 - P08-20 – Park Hills Manor
- Motion carried.

Health & Sanitation – Commissioner Rewa:

On Thursday, July 8, 2010, the following bids were opened and publicly read aloud by William LaDieu, P.E. CET Engineering Services for the Wastewater Treatment Facilities Improvement Project:

Contract 1 General Construction

Bidder	Bid Amount
Allan A. Myers LP	\$12,887,500
Bearing Construction	\$14,950,000
C.O. Falter Construction Co.	\$12,930,101
Conewago Enterprises, Inc.	\$11,791,315
G.M. McCrossin, Inc.	\$12,607,000
Kinsley Construction	\$12,621,000
Michael F. Ronca & Sons, Inc.	\$11,923,300
Walabax Construction Services	\$12,457,000
Wickersham Construction	\$11,700,815

Contract 2 Electrical Construction

PSI Pumping	\$1,069,600
Swam Electric Co., Inc.	\$1,128,582
Garden Spot Electric, Inc.	\$1,268,000
Monacacy Valley Electric	\$1,372,000

Contract 3 HVAC Construction

Davidson H & C Company, Inc.	\$86,140*
Heisey Mechanical, Ltd.	\$138,500
Garden Spot Mechanical	\$186,000

*withdrew bid on 07/09/2010 due to error

Township Manager Jeffrey R. Garvick and Waste Water Treatment Plant Superintendent William Mahone were present at the bid opening.

Commissioners Rewa/Goldsmith moved to award the Waste Water Treatment Plant bids as

follows: Contract 1: Wickersham Construction, Inc. with a bid price of \$11,700,815; Contract 2: PSI Pumping Solutions, Inc., with a bid price of \$1,069,600, Contract 3: Heisey Mechanical, LTD with a bid price of \$138,500 for a combined bid price of \$12,908,915. Motion carried.

Commissioners Rewa/Goldsmith moved to authorize an extension of the professional services agreement for residual solids management with Synagro Corporation. Motion carried.

Commissioners Rewa/Goldsmith moved to approve an escrow agreement with Crosswinds Associates Development Co., for its share of the contribution for the future main sewer interceptor. Motion 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/Heilman moved for adjournment at approximately 7:28 P.M. Motion carried.

Respectively submitted,

Kristina J. Rodgers
Township Secretary