

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
AUGUST 17, 2009**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, August 17, 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, Goldsmith and Felix. Commissioner Rewa was absent with notice. Also present were Solicitor Tilley, Manager Garvick, Police Chief Rhodes, Zoning Officer Menges 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.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Ronald Alwine, 824 Black Rock Road, questioned if the Township maintains all of the traffic signals within Penn Township regardless of who owns the street. Manager Garvick informed Mr. Alwine that the Township maintains all the traffic signals within the Township including those on state roads. Mr. Alwine stated that several weeks ago the signal at Meadow Lane and Baltimore Street was malfunctioning and was promptly corrected. He stated that the signal at the intersection of Baltimore and Grandview Road is malfunctioning and has been malfunctioning for a while and should be corrected. He also questioned the benefit received by purchasing the Heston property. Commissioner Prieber and Manager Garvick explained that the purchase was necessary for improvements to the intersection of Center Street and York Street, including the installation of a traffic signal. Mr. Alwine was concerned that it was all for the developer's benefit. Manager Garvick explained it was a joint agreement between the developer and the Township to improve the intersection and, without the help of the developer, the Township would not have been able to afford it. Mr. Alwine also questioned the improvements being made to Grandview Road. Manager Garvick explained that the improvements being constructed on Grandview Road are being paid for by the developer at no cost to the Township. Mr. Alwine also questioned the Township maintaining the signal at Carlisle Street and Gateway Shopping Center. He felt that due to the current economic situation that the shopping center may not be constructed. The signal will not be constructed until the development is built. The developer is paying for the improvements to the intersection including the installation of the signal but the Township will pay for the maintenance on the signal. Mr. Alwine questioned the blind spot that was created on Black Rock Road when the traffic signal was installed at Grandview Road and Black Rock Road. PennDOT does not see a

problem with the construction as it meets all their requirements. Mr. Alwine contends there is a problem with making left hand turns westbound on Grandview from south Black Rock because you cannot see the oncoming traffic. Commissioner Heilman stated that he agrees with Mr. Alwine. Chief Rhodes stated that there has yet to be an accident at the intersection. Mr. Alwine complained about speeding cars on Grandview Road. Chief Rhodes stated that there are speeders on every street in the Township. The Department constantly conducts speed enforcements on the Township streets and Grandview Road is the number one area patrolled and enforced. Commissioner Heilman stated that the problem is that Black Rock Road and Grandview Road are posted at two different speed limits.

MEETING DATE CHANGES:

Because of the Labor Day holiday, Manager Garvick suggested that the Public Safety Committee, Finance Committee, Public Works Committee, and the Health and Sanitation Committee meetings be held on September 1 at 7:00 PM. Manager Garvick also announced that a public hearing would be held on September 21, 2009 at 7:00 PM to receive comment on both the Flood Plain Management Ordinance and Ordinance of Definitions.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

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

TOWNSHIP REPORTS - STANDING COMMITTEES:

Public Safety Committee - Commissioner Felix:

Commissioners Felix/Heilman moved to approve a request dated June 26, 2009 from the Hanover Area Council of Churches to conduct their annual CROP Walk on October 18, 2009. Motion carried.

Commissioner Felix thanked the Penn Township Police Department and York County Probation Department for their efforts in conducting the first annual Penn Township Night Out held at the Penn Township Community Park. He also thanked the vendors for their support and hopes that next year's event is bigger and better.

Personnel Committee - Commissioner Heilman:

Commissioner Heilman had nothing to report.

Finance Committee – Commissioner Heilman:

Commissioners Heilman/Felix moved to approve Township warrants in the amount of \$717,696.72. Motion carried.

Public Works Committee - Commissioner Rewa

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

Commissioners Goldsmith/Heilman moved to approve Ordinance No. 702, authorizing an intergovernmental agreement between Penn Township and Conewago Township of Adams County. Motion carried on a 4-0 roll call vote.

Commissioners Goldsmith/Heilman moved to approve Ordinance No. 703, authorizing an intergovernmental agreement between Penn Township and the Borough of Hanover. Motion carried on a 4-0 roll call vote.

Planning & Recreation Committee – Commissioner Felix:

There were no additions to the Zoning Officers Report.

The following subdivision plans were formally filed:

- P09-16 – Verizon Wireless – Blooming Grove Road
- P09-17 – South Western School District Maintenance Building

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

- P05-15 – Avion
- Motion carried.

Commissioners Felix/Goldsmith moved to approve the following extension requests that will expire on November 16, 2009:

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

Commissioners Felix/Goldsmith moved to accept the withdraw of plan P09-13 – Final Subdivision Plan – Anita Miller – Lot No. 2 at the request of the applicant. Motion carried.

Health & Sanitation – Commissioner Goldsmith

Commissioners Goldsmith/Heilman moved to authorize the President of the Board to execute the H2O PA grant commitment letter, awarding \$900,000 from the Commonwealth Financing Authority to the Township Penn. Motion carried.

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

OLD BUSINESS: None

NEW BUSINESS:

Commissioner Prieber announced that the new Community maps would be mailed to Township residents within several weeks. The sponsors of the map paid for the cost of the production.

CITIZEN'S QUESTIONS TO THE COMMISSIONERS REGARDING DISCUSSION

ITEM: None

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

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Heilman/Goldsmith moved for adjournment at approximately 7:22 P.M. Motion carried.

Respectively submitted,

Kristina J. Rodgers
Township Secretary